

Calendar No. 126

113TH CONGRESS
1ST SESSION**H. R. 1960**

IN THE SENATE OF THE UNITED STATES

JULY 8, 2013

Received; read twice and placed on the calendar

AN ACT

To authorize appropriations for fiscal year 2014 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “National Defense Au-
5 thORIZATION Act for Fiscal Year 2014”.

6 **SEC. 2. ORGANIZATION OF ACT INTO DIVISIONS; TABLE OF**
7 **CONTENTS.**

8 (a) DIVISIONS.—This Act is organized into five divi-
9 sions as follows:

1 (1) Division A—Department of Defense Au-
2 thorizations.

3 (2) Division B—Military Construction Author-
4 izations.

5 (3) Division C—Department of Energy Na-
6 tional Security Authorizations and Other Authoriza-
7 tions.

8 (4) Division D—Funding Tables.

9 (5) Division E—Federal Information Tech-
10 nology Acquisition Reform Act.

11 (b) TABLE OF CONTENTS.—The table of contents for
12 this Act is as follows:

Sec. 1. Short title.

Sec. 2. Organization of Act into divisions; table of contents.

Sec. 3. Congressional defense committees.

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1 **SEC. 3. CONGRESSIONAL DEFENSE COMMITTEES.**

2 In this Act, the term “congressional defense commit-
 3 tees” has the meaning given that term in section
 4 101(a)(16) of title 10, United States Code.

5 **DIVISION A—DEPARTMENT OF**
 6 **DEFENSE AUTHORIZATIONS**
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 8 **Subtitle A—Authorization of**
 9 **Appropriations**

10 **SEC. 101. AUTHORIZATION OF APPROPRIATIONS.**

11 Funds are hereby authorized to be appropriated for
 12 fiscal year 2014 for procurement for the Army, the Navy
 13 and the Marine Corps, the Air Force, and Defense-wide
 14 activities, as specified in the funding table in section 4101.

15 **Subtitle B—Army Programs**

16 **SEC. 111. LIMITATION ON AVAILABILITY OF FUNDS FOR**
 17 **STRYKER VEHICLE PROGRAM.**

18 (a) LIMITATION.—Of the funds authorized to be ap-
 19 propriated by this Act or otherwise made available for fis-
 20 cal year 2014 for weapons and tracked combat vehicles,
 21 Army, for the procurement or upgrade of Stryker vehicles,
 22 not more than 75 percent may be obligated or expended

1 until a period of 15 days has elapsed following the date
2 on which the Secretary of the Army submits the report
3 under subsection (b).

4 (b) REPORT REQUIRED.—The Secretary of the Army
5 shall submit to the congressional defense committees a re-
6 port on the status of the Stryker vehicle spare parts inven-
7 tory located in Auburn, Washington, cited in the report
8 of the Inspector General of the Department of Defense
9 (number 2013–025) dated November 30, 2012. The re-
10 port submitted under this subsection shall include the fol-
11 lowing:

12 (1) The status of the implementation by the
13 Secretary of the recommendations specified on pages
14 30 to 34 of the report by the Inspector General.

15 (2) The value of the parts remaining in ware-
16 house that may still be used by the Secretary for the
17 repair, upgrade, or reset of Stryker vehicles.

18 (3) The value of the parts remaining in the
19 warehouse that are no longer usable by the Sec-
20 retary for the repair, upgrade, or reset of Stryker
21 vehicles.

22 (4) A cost estimate of the monthly cost of
23 maintaining the inventory of parts no longer usable
24 by the Secretary.

1 (5) Any other matters the Secretary considers
2 appropriate.

3 **Subtitle C—Navy Programs**

4 **SEC. 121. MULTIYEAR PROCUREMENT AUTHORITY FOR E-** 5 **2D AIRCRAFT PROGRAM.**

6 (a) AUTHORITY FOR MULTIYEAR PROCUREMENT.—
7 Subject to section 2306b of title 10, United States Code,
8 the Secretary of the Navy may enter into—

9 (1) one or more multiyear contracts, beginning
10 with the fiscal year 2014 program year, for the pro-
11 curement of E-2D aircraft; and

12 (2) one or more multiyear contracts, beginning
13 with the fiscal year 2014 program year, for the pro-
14 curement of mission equipment with respect to air-
15 craft procured under a contract entered into under
16 paragraph (1).

17 (b) CONDITION FOR OUT-YEAR CONTRACT PAY-
18 MENTS.—A contract entered into under subsection (a)
19 shall provide that any obligation of the United States to
20 make a payment under the contract for a fiscal year after
21 fiscal year 2014 is subject to the availability of appropria-
22 tions for that purpose for such later fiscal year.

1 **SEC. 122. COST LIMITATION FOR CVN-78 AIRCRAFT CAR-**
2 **RIERS.**

3 (a) IN GENERAL.—Section 122 of the John Warner
4 National Defense Authorization Act for Fiscal Year 2007
5 (Public Law 109–364; 120 Stat. 2104) is amended to read
6 as follows:

7 **“SEC. 122. ADHERENCE TO NAVY COST ESTIMATES FOR**
8 **CVN-78 CLASS OF AIRCRAFT CARRIERS.**

9 “(a) LIMITATION.—

10 “(1) LEAD SHIP.—The total amount obligated
11 from funds appropriated or otherwise made available
12 for Shipbuilding and Conversion, Navy, or for any
13 other procurement account, for the aircraft carrier
14 designated as CVN-78 may not exceed
15 \$12,887,000,000 (as adjusted pursuant to sub-
16 section (b)).

17 “(2) FOLLOW-ON SHIPS.—The total amount ob-
18 ligated from funds appropriated or otherwise made
19 available for Shipbuilding and Conversion, Navy, or
20 for any other procurement account, for the construc-
21 tion of any ship that is constructed in the CVN-78
22 class of aircraft carriers after the lead ship of that
23 class may not exceed \$11,411,000,000 (as adjusted
24 pursuant to subsection (b)).

25 “(b) ADJUSTMENT OF LIMITATION AMOUNT.—The
26 Secretary of the Navy may adjust the amount set forth

1 in subsection (a) for any ship constructed in the CVN-
2 78 class of aircraft carriers by the following:

3 “(1) The amounts of increases or decreases in
4 costs attributable to economic inflation after Sep-
5 tember 30, 2013.

6 “(2) The amounts of increases or decreases in
7 costs attributable to compliance with changes in
8 Federal, State, or local laws.

9 “(3) The amounts of outfitting costs and post-
10 delivery costs incurred for that ship.

11 “(4) The amounts of increases or decreases in
12 costs of that ship that are attributable to insertion
13 of new technology into that ship, as compared to the
14 technology baseline as it was defined in the approved
15 acquisition program baseline estimate of December
16 2005.

17 “(5) The amounts of increases or decreases to
18 nonrecurring design and engineering cost attrib-
19 utable to achieving compliance with the cost limita-
20 tion.

21 “(6) The amounts of increases or decreases to
22 cost required to correct deficiencies that may affect
23 the safety of the ship and personnel or otherwise
24 preclude the ship from safe operations and crew cer-
25 tification.

1 “(7) With respect to the aircraft carrier des-
2 ignated as CVN-78, the amounts of increases or de-
3 creases in costs of that ship that are attributable to
4 the shipboard test program.

5 “(c) LIMITATION ON TECHNOLOGY INSERTION COST
6 ADJUSTMENT.—The Secretary of the Navy may use the
7 authority under paragraph (4) of subsection (b) to adjust
8 the amount set forth in subsection (a) for a ship referred
9 to in that subsection with respect to insertion of new tech-
10 nology into that ship only if—

11 “(1) the Secretary determines, and certifies to
12 the congressional defense committees, that insertion
13 of the new technology would lower the life-cycle cost
14 of the ship; or

15 “(2) the Secretary determines, and certifies to
16 the congressional defense committees, that insertion
17 of the new technology is required to meet an emerg-
18 ing threat and the Secretary of Defense certifies to
19 those committees that such threat poses grave harm
20 to national security.

21 “(d) NOTICE.—

22 “(1) REQUIREMENT.—The Secretary of the
23 Navy shall submit to the congressional defense com-
24 mittees each year, at the same time that the budget
25 is submitted under section 1105(a) of title 31,

1 United States Code, for the next fiscal year, written
2 notice of—

3 “(A) any change in the amount set forth
4 in subsection (a) during the preceding fiscal
5 year that the Secretary has determined to be
6 associated with a cost referred to in subsection
7 (b); and

8 “(B) the most accurate estimate possible
9 of the Secretary with respect to the total cost
10 compared to the amount set forth in subsection
11 (a), as adjusted by subsection (b), and the steps
12 the Secretary is taking to reduce the costs
13 below such amount.

14 “(2) EFFECTIVE DATE.—The requirement in
15 paragraph (1) shall become effective with the budget
16 request for the year of procurement of the first ship
17 referred to in subsection (a).”.

18 (b) CONFORMING AMENDMENT.—The table of con-
19 tents at the beginning of such Act is amended by striking
20 the item relating to section 122 and inserting the fol-
21 lowing:

“Sec. 122. Adherence to Navy cost estimates for CVN-78 class of aircraft car-
riers.”.

1 **Subtitle D—Air Force Programs**

2 **SEC. 131. MULTIYEAR PROCUREMENT AUTHORITY FOR**
3 **MULTIPLE VARIANTS OF THE C-130J AIR-**
4 **CRAFT PROGRAM.**

5 (a) AUTHORITY FOR MULTIYEAR PROCUREMENT.—
6 Subject to section 2306b of title 10, United States Code,
7 the Secretary of the Air Force may enter into—

8 (1) one or more multiyear contracts, beginning
9 with the fiscal year 2014 program year, for the pro-
10 curement of multiple variants of C-130J aircraft for
11 the Department of the Navy and the Department of
12 the Air Force; and

13 (2) one or more multiyear contracts, beginning
14 with the fiscal year 2014 program year, for the pro-
15 curement of mission equipment with respect to air-
16 craft procured under a contract entered into under
17 paragraph (1).

18 (b) CONDITION FOR OUT-YEAR CONTRACT PAY-
19 MENTS.—A contract entered into under subsection (a)
20 shall provide that any obligation of the United States to
21 make a payment under the contract for a fiscal year after
22 fiscal year 2014 is subject to the availability of appropria-
23 tions for that purpose for such later fiscal year.

1 **SEC. 132. PROHIBITION ON CANCELLATION OR MODIFICA-**
2 **TION OF AVIONICS MODERNIZATION PRO-**
3 **GRAM FOR C-130 AIRCRAFT.**

4 (a) PROHIBITION.—The Secretary of the Air Force
5 may not take any action to cancel or modify the avionics
6 modernization program of record for C-130 aircraft.

7 (b) CONFORMING REPEAL.—Section 143 of the Na-
8 tional Defense Authorization Act for Fiscal Year 2013
9 (Public Law 112-239; 126 Stat. 1662) is repealed.

10 **SEC. 133. RETIREMENT OF KC-135R AIRCRAFT.**

11 (a) TREATMENT OF RETIRED KC-135R AIR-
12 CRAFT.—Except as provided by subsections (b) and (c),
13 the Secretary of the Air Force shall maintain each KC-
14 135R aircraft that is retired by the Secretary in a condi-
15 tion that would allow recall of that aircraft to future serv-
16 ice in the Air Force Reserve, Air National Guard, or active
17 forces aerial refueling force structure.

18 (b) EXCEPTION.—Subsection (a) shall not apply to
19 a KC-135R aircraft that the Secretary transfers or sells
20 to allies or partner nations of the United States.

21 (c) DELIVERY OF KC-46A AIRCRAFT.—For each
22 KC-46A aircraft that is delivered to the Air Force and
23 the Commander of the Air Mobility Command initially cer-
24 tifies as mission capable, the Secretary may waive the re-
25 quirements of subsection (a) with respect to one retired
26 KC-135R aircraft.

1 (d) CONFORMING REPEAL.—Section 135 of the John
2 Warner National Defense Authorization Act for Fiscal
3 Year 2007 (Public Law 109–364; 120 Stat. 2114) is re-
4 pealed.

5 **SEC. 134. COMPETITION FOR EVOLVED EXPENDABLE**
6 **LAUNCH VEHICLE PROVIDERS.**

7 (a) FINDINGS.—Congress finds the following:

8 (1) The new acquisition strategy for the evolved
9 expendable launch vehicle program of the Air Force
10 will maintain mission assurance, reduce costs, and
11 provide opportunities for competition for certified
12 launch providers.

13 (2) The method in which the current and poten-
14 tial future certified launch providers will be evalu-
15 ated in a competition is still under development.

16 (b) PLAN.—

17 (1) IN GENERAL.—The Secretary of the Air
18 Force shall develop and implement a plan to ensure
19 the fair evaluation of competing contractors in
20 awarding a contract to a certified evolved expendable
21 launch vehicle provider.

22 (2) COMPARISON.—The plan under paragraph
23 (1) shall include a description of how the following
24 areas will be addressed in the evaluation:

1 (A) The proposed cost, schedule, and per-
2 formance.

3 (B) Mission assurance activities.

4 (C) The manner in which the contractor
5 will operate under the Federal Acquisition Reg-
6 ulation.

7 (D) The effect of other contracts in which
8 the contractor is entered into with the Federal
9 Government, such as the evolved expendable
10 launch vehicle launch capability contract and
11 the space station commercial resupply services
12 contracts.

13 (E) Any other areas the Secretary deter-
14 mines appropriate.

15 (c) SUBMISSION TO CONGRESS.—

16 (1) IN GENERAL.—Not later than 90 days after
17 the date of the enactment of this Act, the Secretary
18 shall—

19 (A) submit to the appropriate congres-
20 sional committees a report that includes the
21 plan under subsection (b)(1); or

22 (B) provide to such committees a briefing
23 on such plan.

24 (2) GAO REVIEW.—The Comptroller General of
25 the United States shall—

1 (A) submit to the appropriate congress-
2 sional committees a review of the plan under
3 subsection (b)(1); or

4 (B) provide to such committees a briefing
5 on such plan.

6 (3) APPROPRIATE CONGRESSIONAL COMMIT-
7 TEES DEFINED.—In this subsection, the term “ap-
8 propriate congressional committees” means the fol-
9 lowing:

10 (A) The congressional defense committees.

11 (B) The Committee on Science, Space, and
12 Technology of the House of Representatives
13 and the Committee on Commerce, Science, and
14 Transportation of the Senate.

15 (C) The Permanent Select Committee on
16 Intelligence of the House of Representatives
17 and the Select Committee on Intelligence of the
18 Senate.

19 **Subtitle E—Defense-Wide, Joint,**
20 **and Multiservice Matters**

21 **SEC. 141. MULTIYEAR PROCUREMENT AUTHORITY FOR**
22 **GROUND-BASED INTERCEPTORS.**

23 (a) AUTHORITY FOR MULTIYEAR PROCUREMENT.—
24 Subject to section 2306b of title 10, United States Code,
25 the Director of the Missile Defense Agency may enter into

1 one or more multiyear contracts, beginning with the fiscal
2 year 2014 program year, for the procurement of 14
3 ground-based interceptors.

4 (b) **AUTHORITY FOR ADVANCE PROCUREMENT.**—The
5 Director may enter into one or more contracts for advance
6 procurement associated with the ground-based intercep-
7 tors for which authorization to enter into a multiyear pro-
8 curement contract is provided under subsection (a).

9 (c) **CONDITION FOR OUT-YEAR CONTRACT PAY-**
10 **MENTS.**—A contract entered into under subsection (a)
11 shall provide that any obligation of the United States to
12 make a payment under the contract for a fiscal year after
13 fiscal year 2014 is subject to the availability of appropria-
14 tions for that purpose for such later fiscal year.

15 **SEC. 142. MULTIYEAR PROCUREMENT AUTHORITY FOR**
16 **TACTICAL WHEELED VEHICLES.**

17 (a) **AUTHORITY FOR MULTIYEAR PROCUREMENT.**—
18 Subject to section 2306b of title 10, United States Code,
19 the Secretary of Defense may enter into one or more
20 multiyear, multivehicle contracts, beginning with the fiscal
21 year 2014 program year, for the procurement of core tac-
22 tical wheeled vehicles.

23 (b) **CONDITION FOR OUT-YEAR CONTRACT PAY-**
24 **MENTS.**—A contract entered into under subsection (a)
25 shall provide that any obligation of the United States to

1 make a payment under the contract for a fiscal year after
2 fiscal year 2014 is subject to the availability of appropria-
3 tions for that purpose for such later fiscal year.

4 (c) NOTIFICATION REQUIRED.—Not later than 180
5 days after the date of the enactment of this Act, the Sec-
6 retary shall notify the congressional defense committees
7 of—

8 (1) whether the Secretary will enter into a con-
9 tract under subsection (a); and

10 (2) if not, an explanation for why the Secretary
11 will not enter into such a contract.

12 (d) ANNUAL REPORTS.—For each fiscal year in
13 which the Secretary is entered into a contract under this
14 section, the Secretary shall submit to the congressional de-
15 fense committees, as part of the material submitted in
16 support of the budget of the President for such fiscal year,
17 as submitted to Congress pursuant to section 1105(a) of
18 title 31, United States Code, the following:

19 (1) The status of procurements under such con-
20 tract.

21 (2) A detailed analysis of any cost savings
22 achieved for each class of vehicle procured under
23 such contract.

1 (3) A description of any challenges to the Sec-
2 retary in carrying out this section or in achieving
3 any such cost savings.

4 (4) Any recommendations for future implemen-
5 tation of a program for multiyear, multi-vehicle pro-
6 curement.

7 (e) **TERMINATION OF AUTHORITY.**—The Secretary
8 may not enter into a contract under this section after Sep-
9 tember 30, 2018. During the five-year period beginning
10 on October 1, 2018, the Secretary may continue to carry
11 out any contract entered into under this section before
12 such date using funds made available to the Secretary for
13 such purpose before such date.

14 (f) **CORE TACTICAL VEHICLES DEFINED.**—In this
15 section, the term “core tactical wheeled vehicles” means—

- 16 (1) the family of medium tactical vehicles;
17 (2) medium tactical wheeled vehicle replace-
18 ments;
19 (3) the family of heavy tactical vehicles; and
20 (4) logistics vehicle system replacements.

21 **SEC. 143. LIMITATION ON AVAILABILITY OF FUNDS FOR RE-**
22 **TIREMENT OF RQ-4 GLOBAL HAWK UN-**
23 **MANNED AIRCRAFT SYSTEMS.**

24 (a) **LIMITATION.**—None of the funds authorized to
25 be appropriated by this Act or otherwise made available

1 for fiscal year 2014 for the Department of Defense may
2 be obligated or expended to retire, prepare to retire, or
3 place in storage an RQ-4 Block 30 Global Hawk un-
4 manned aircraft system.

5 (b) MAINTAINED LEVELS.—During the period pre-
6 ceding December 31, 2016, in supporting the operational
7 requirements of the combatant commands, the Secretary
8 of the Air Force shall maintain the operational capability
9 of each RQ-4 Block 30 Global Hawk unmanned aircraft
10 system belonging to the Air Force or delivered to the Air
11 Force during such period.

12 (c) CONFORMING AMENDMENT.—Section 154 of the
13 National Defense Authorization Act for Fiscal Year 2013
14 (Public Law 112-239; 126 Stat. 1666) is amended—

15 (1) by striking “(a) LIMITATION.—”; and

16 (2) by striking subsection (b).

17 **SEC. 144. PERSONAL PROTECTION EQUIPMENT PROCURE-**
18 **MENT.**

19 (a) PROCUREMENT.—The Secretary of Defense shall
20 ensure that personal protection equipment is procured
21 using funds authorized to be appropriated by section 101
22 and available for such purpose as specified in the funding
23 table in sections 4101 and 4102.

24 (b) PROCUREMENT LINE ITEM.—In the budget mate-
25 rials submitted to the President by the Secretary of De-

1 fense in connection with the submission to Congress, pur-
2 suant to section 1105 of title 31, United States Code, of
3 the budget for fiscal year 2015, and each subsequent fiscal
4 year, the Secretary shall ensure that within each military
5 department procurement account, a separate, dedicated
6 procurement line item is designated for personal protec-
7 tion equipment.

8 (c) PERSONAL PROTECTION EQUIPMENT DE-
9 FINED.—In this section, the term “personal protection
10 equipment” means the following:

- 11 (1) Body armor components.
- 12 (2) Combat helmets.
- 13 (3) Combat protective eyewear.
- 14 (4) Protective clothing.
- 15 (5) Other items as determined appropriate by
16 the Secretary.

17 **SEC. 145. REPEAL OF CERTAIN F-35 REPORTING REQUIRE-**
18 **MENTS.**

19 Section 122 of the Ike Skelton National Defense Au-
20 thorization Act for Fiscal Year 2011 (Public Law 111-
21 383; 124 Stat. 4157) is amended—

- 22 (1) by striking subsection (b); and
- 23 (2) by redesignating subsection (c) as sub-
24 section (b).

1 **SEC. 146. STUDY ON PROCUREMENT OF PERSONAL PRO-**
2 **TECTION EQUIPMENT.**

3 (a) STUDY.—

4 (1) IN GENERAL.—Not later than 30 days after
5 the date of the enactment of this Act, the Secretary
6 of Defense shall enter into a contract with a feder-
7 ally funded research and development center to con-
8 duct a study to identify and assess alternative and
9 effective means for stimulating competition and in-
10 novation in the personal protection equipment indus-
11 trial base.

12 (2) SUBMISSION.—Not later than 180 days
13 after the date of the enactment of this Act, the fed-
14 erally funded research and development center con-
15 ducting the study under paragraph (1) shall submit
16 to the Secretary the study, including any findings
17 and recommendations.

18 (b) REPORT.—

19 (1) IN GENERAL.—Not later than 270 days
20 after the date of the enactment of this Act, the Sec-
21 retary shall submit to the congressional defense com-
22 mittees a report on the study conducted under sub-
23 section (a)(1).

24 (2) MATTERS INCLUDED.—The report under
25 paragraph (1) shall include the following:

1 (A) The study, findings, and recommenda-
2 tions submitted to the Secretary under sub-
3 section (a)(2).

4 (B) An assessment of current and future
5 technologies that could markedly improve body
6 armor, including by decreasing weight, increas-
7 ing survivability, and making other relevant im-
8 provements.

9 (C) An analysis of the capability of the
10 personal protection equipment industrial base to
11 leverage such technologies to produce the next
12 generation body armor.

13 (D) An assessment of alternative body
14 armor acquisition models, including different
15 types of contracting and budgeting practices of
16 the Department of Defense.

17 (e) PERSONAL PROTECTION EQUIPMENT.—In this
18 section, the term “personal protection equipment” in-
19 cludes body armor.

1 **TITLE II—RESEARCH, DEVELOP-**
2 **MENT, TEST, AND EVALUA-**
3 **TION**

4 **Subtitle A—Authorization of**
5 **Appropriations**

6 **SEC. 201. AUTHORIZATION OF APPROPRIATIONS.**

7 Funds are hereby authorized to be appropriated for
8 fiscal year 2014 for the use of the Department of Defense
9 for research, development, test, and evaluation as specified
10 in the funding table in section 4201.

11 **Subtitle B—Program Require-**
12 **ments, Restrictions, and Limita-**
13 **tions**

14 **SEC. 211. LIMITATION ON AVAILABILITY OF FUNDS FOR**
15 **GROUND COMBAT VEHICLE ENGINEERING**
16 **AND MANUFACTURING PHASE.**

17 None of the funds authorized to be appropriated by
18 this Act or otherwise made available for fiscal year 2014
19 for the Army may be obligated or expended for post-Mile-
20 stone B engineering and manufacturing phase develop-
21 ment activities for the ground combat vehicle program
22 until a period of 30 days has elapsed following the date
23 on which the Secretary of the Army submits to the con-
24 gressional defense committees a report that includes the
25 following:

1 (1) An independent assessment of the draft
2 milestone B documentation for the ground combat
3 vehicle that—

4 (A) is performed by the Director of Cost
5 Assessment and Program Evaluation, the As-
6 sistant Secretary of Defense for Research and
7 Engineering, or other similar official; and

8 (B) analyzes whether there is a sufficient
9 business case to proceed with the engineering
10 and manufacturing development phase for the
11 ground combat vehicle using only one con-
12 tractor.

13 (2) A certification by the Secretary that the
14 ground combat vehicle program has—

15 (A) feasible and fully-defined requirements;

16 (B) fully mature technologies;

17 (C) independent and high-confidence cost
18 estimates;

19 (D) available funding; and

20 (E) a realistic and achievable schedule.

21 **SEC. 212. LIMITATION ON MILESTONE A ACTIVITIES FOR**
22 **UNMANNED CARRIER-LAUNCHED SURVEIL-**
23 **LANCE AND STRIKE SYSTEM PROGRAM.**

24 The Under Secretary of Defense for Acquisition,
25 Technology, and Logistics may not award a Milestone A

1 technology development contract with respect to the Un-
2 manned Carrier-launched Surveillance and Strike system
3 program until a period of 30 days has elapsed following
4 the date on which the Under Secretary certifies to the con-
5 gressional defense committees that the software and sys-
6 tem engineering designs for the control system and
7 connectivity and aircraft carrier segments of such program
8 can achieve, with low level of integration risk, successful
9 compatibility and interoperability with the air vehicle seg-
10 ment selected for contract award with respect to such pro-
11 gram.

12 **SEC. 213. LIMITATION ON AVAILABILITY OF FUNDS FOR AIR**
13 **FORCE LOGISTICS TRANSFORMATION.**

14 Of the funds authorized to be appropriated by this
15 Act or otherwise made available for fiscal year 2014 for
16 procurement, Air Force, or research, development, test,
17 and evaluation, Air Force, for logistics information tech-
18 nology, including for the expeditionary combat support
19 system, not more than 50 percent may be obligated or ex-
20 pended until the date that is 30 days after the date on
21 which the Secretary of the Air Force submits to the con-
22 gressional defense committees a report on how the Sec-
23 retary will modernize and update the logistics information
24 technology systems of the Air Force following the cancella-

1 tion of the expeditionary combat support system. Such re-
2 port shall include—

3 (1) strategies to—

4 (A) in the near term, address any gaps in
5 capability with respect to logistics information
6 technology; and

7 (B) during the period covered by the cur-
8 rent future-years defense plan, provide for long-
9 term modernization of logistics information
10 technology;

11 (2) an analysis of the root causes leading to the
12 failure of the expeditionary combat support system
13 program; and

14 (3) a plan of action by the Secretary to ensure
15 that the lessons learned under such analysis are—

16 (A) shared throughout the Department of
17 Defense and the military departments; and

18 (B) considered in program planning for
19 similar logistics information technology systems.

20 **SEC. 214. LIMITATION ON AVAILABILITY OF FUNDS FOR DE-**
21 **FENSIVE CYBERSPACE OPERATIONS OF THE**
22 **AIR FORCE.**

23 (a) LIMITATION.—Of the funds authorized to be ap-
24 propriated by this Act or otherwise made available for fis-
25 cal year 2014 for procurement, Air Force, or research, de-

1 velopment, test, and evaluation, Air Force, for Defensive
2 Cyberspace Operations (Program Element 0202088F),
3 not more than 90 percent may be obligated or expended
4 until a period of 30 days has elapsed following the date
5 on which the Secretary of the Air Force submits to the
6 congressional defense committees a report on the Applica-
7 tion Software Assurance Center of Excellence.

8 (b) MATTERS INCLUDED.—The report under sub-
9 section (a) shall include the following:

10 (1) A description of how the Application Soft-
11 ware Assurance Center of Excellence is used to sup-
12 port the software assurance activities of the Air
13 Force and other elements of the Department of De-
14 fense, including pursuant to section 933 of the Na-
15 tional Defense Authorization Act for Fiscal Year
16 2013 (Public Law 112–239; 10 U.S.C. 2224 note).

17 (2) A description of the resources used to sup-
18 port the Center of Excellence from the beginning of
19 the Center through fiscal year 2014.

20 (3) The plan of the Secretary for sustaining the
21 Center of Excellence during the period covered by
22 the future-years defense program submitted in 2013
23 under section 221 of title 10, United States Code.

1 **SEC. 215. LIMITATION ON AVAILABILITY OF FUNDS FOR**
2 **PRECISION EXTENDED RANGE MUNITION**
3 **PROGRAM.**

4 Of the funds authorized to be appropriated by this
5 Act or otherwise made available for fiscal year 2014 for
6 the Department of Defense, not more than 50 percent may
7 be obligated or expended for the precision extended range
8 munition program until the date on which the Under Sec-
9 retary of Defense for Acquisition, Technology, and Logis-
10 ties submits to the congressional defense committees writ-
11 ten certification that—

12 (1) such program is necessary to meet a valid
13 operational need that cannot be met by the existing
14 precision guided mortar munition of the Army, other
15 indirect fire weapons, or aerial-delivered joint fires;
16 and

17 (2) a sufficient business case exists to proceed
18 with development and production of such program.

19 **SEC. 216. LIMITATION ON AVAILABILITY OF FUNDS FOR**
20 **THE PROGRAM MANAGER FOR BIOMETRICS**
21 **OF THE DEPARTMENT OF DEFENSE.**

22 (a) LIMITATION.—Of the funds authorized to be ap-
23 propriated by this Act or otherwise made available for fis-
24 cal year 2014 for research, development, test, and evalua-
25 tion for the Department of Defense program manager for
26 biometrics for future biometric architectures or systems,

1 not more than 75 percent may be obligated or expended
2 until a period of 30 days has elapsed following the date
3 on which the Secretary of Defense submits to the congress-
4 sional defense committees a report assessing the future
5 program structure for biometrics oversight and execution
6 and architectural requirements for biometrics enabling ca-
7 pability.

8 (b) MATTERS INCLUDED.—The report under sub-
9 section (a) shall include the following:

10 (1) An assessment of the roles and responsibil-
11 ities of the principal staff assistant for biometrics,
12 the program manager for biometrics, and the Bio-
13 metrics Identity Management Agency, including an
14 analysis of alternatives to evaluate—

15 (A) how to better align responsibilities for
16 the multiple elements of the military depart-
17 ments and the Department of Defense with re-
18 sponsibility for biometrics, including the Navy
19 and the Marine Corps; the Office of the Provost
20 Marshall General, and the intelligence commu-
21 nity; and

22 (B) whether the program management re-
23 sponsibilities of the Department of Defense pro-
24 gram manager for biometrics should be retained
25 by the Army or transferred to another military

1 department or element of the Department based
2 on the expected future operating environment.

3 (2) An assessment of the current requirements
4 for the biometrics enabling capability to ensure the
5 capability continues to meet the needs of the rel-
6 evant military departments and elements of the De-
7 partment of Defense based on the future operating
8 environment after the drawdown in Afghanistan.

9 (3) An analysis of the need to merge the pro-
10 gram management structures and systems architec-
11 ture and requirements development process for bio-
12 metrics and forensics applications.

13 **SEC. 217. UNMANNED COMBAT AIR SYSTEM DEMONSTRA-**
14 **TION TESTING REQUIREMENT.**

15 Not later than October 1, 2014, the Secretary of the
16 Navy shall demonstrate, with respect to the X-47B un-
17 manned combat air system aircraft, the following:

18 (1) Unmanned autonomous rendezvous and aer-
19 ial-refueling operations using the receptacle and
20 probe equipment of the X-47B aircraft.

21 (2) The ability of such aircraft to on-load fuel
22 from airborne tanker aircraft using both the boom
23 and drogue equipment installed on the tanker air-
24 craft.

1 **SEC. 218. LONG-RANGE STANDOFF WEAPON REQUIREMENT.**

2 The Secretary of the Air Force shall develop a follow-
3 on air-launched cruise missile to the AGM–86 that—

4 (1) achieves initial operating capability for both
5 conventional and nuclear missions by not later than
6 2030; and

7 (2) is certified for internal carriage and employ-
8 ment for both conventional and nuclear missions on
9 the next-generation long-range strike bomber by not
10 later than 2034.

11 **SEC. 219. REVIEW OF SOFTWARE DEVELOPMENT FOR F-35**
12 **AIRCRAFT.**

13 (a) REVIEW.—The Under Secretary of Defense for
14 Acquisition, Technology, and Logistics shall establish an
15 independent team consisting of subject matter experts to
16 review the development of software for the F–35 aircraft
17 program (in this section referred to as the “software devel-
18 opment program”), including by reviewing the progress
19 made in—

20 (1) managing the software development pro-
21 gram; and

22 (2) delivering critical software capability in ac-
23 cordance with current program milestones.

24 (b) REPORT.—Not later than March 3, 2014, the
25 Under Secretary shall submit to the congressional defense

1 committees a report on the review under subsection (a).

2 Such report shall include the following:

3 (1) An assessment by the independent team
4 with respect to whether the software development
5 program—

6 (A) has been successful in meeting the key
7 milestone dates occurring before the date of the
8 report; and

9 (B) will be successful in meeting the estab-
10 lished program schedule.

11 (2) Any recommendations of the independent
12 team with respect to improving the software develop-
13 ment program to ensure that, in support of the start
14 of initial operational testing, the established pro-
15 gram schedule is met on time.

16 (3) If the independent team determines that the
17 software development program will be unable to de-
18 liver the full complement of software within the es-
19 tablished program schedule, any potential alter-
20 natives that the independent team considers appro-
21 priate to deliver such software within such schedule.

22 **SEC. 220. EVALUATION AND ASSESSMENT OF THE DISTRIB-**
23 **UTED COMMON GROUND SYSTEM.**

24 (a) PROJECT CODES FOR BUDGET SUBMISSIONS.—

25 In the budget transmitted by the President to Congress

1 under section 1105 of title 31, United States Code, for
2 fiscal year 2015 and each subsequent fiscal year, each ca-
3 pability component within the distributed common ground
4 system program shall be set forth as a separate project
5 code within the program element line, and each covered
6 official shall submit supporting justification for the project
7 code within the program element descriptive summary.

8 (b) ANALYSIS.—

9 (1) REQUIREMENT.—The Under Secretary of
10 Defense for Acquisition, Technology, and Logistics
11 shall conduct an analysis of commercial link analysis
12 tools that are compliant with the intelligence com-
13 munity data standards and could be used to meet
14 the requirements of the distributed common ground
15 system program.

16 (2) ELEMENTS.—The analysis required under
17 paragraph (1) shall include the following:

18 (A) Revalidation of the distributed com-
19 mon ground system program requirements for
20 link analysis tools based on current program
21 needs, recent operational experience, and the
22 requirement for nonproprietary solutions that
23 adhere to open-architecture principles.

24 (B) Market research of current commer-
25 cially available link analysis tools to determine

1 which tools, if any, could potentially satisfy the
2 requirements described in subparagraph (A).

3 (C) Analysis of the competitive acquisition
4 options for any commercially available link
5 analysis tools identified in subparagraph (B).

6 (3) SUBMISSION.—Not later than 180 days
7 after the date of the enactment of this Act, the
8 Under Secretary shall submit to the congressional
9 defense committees the results of the analysis con-
10 ducted under paragraph (1).

11 (c) COMPETITION REQUIRED.—

12 (1) IN GENERAL.—Except as provided by para-
13 graph (3), if the Under Secretary identifies one or
14 more commercial link analysis tools under subsection
15 (b) (other than such tools offered by the current
16 technology provider) that meet the requirements for
17 the distributed common ground system program, in-
18 cluding the requirement for nonproprietary solutions
19 that adhere to open-architecture principles, each cov-
20 ered official shall initiate a request for proposals for
21 such link analysis tools by not later than 180 days
22 after the Under Secretary makes such identification.
23 Such a request for proposals shall be based on mar-
24 ket research and competitive procedures in accord-

1 ance with applicable law and the Defense Federal
2 Acquisition Regulation Supplement.

3 (2) NOTIFICATION.—Each covered official shall
4 submit to the congressional defense committees writ-
5 ten notification of any request for proposals issued
6 under paragraph (1) by not later than 30 days after
7 such request is issued.

8 (3) WAIVER OF RFP TIMELINE.—If a covered
9 official determines that issuing a request for pro-
10 posals by the date specified in paragraph (1) would
11 not be aligned with the acquisition or developmental
12 milestones of the distributed common ground station
13 program, the covered official may waive the require-
14 ment to issue such a request for proposals by such
15 date if the covered official submits to the congress-
16 sional defense committees a written notification of
17 such waiver that includes—

18 (A) the reasons for making such a waiver;

19 and

20 (B) identification of when in the acquisi-
21 tion timeline of such program that the covered
22 official plans to issue the request for proposals.

23 (d) COVERED OFFICIAL DEFINED.—In this section,
24 the term “covered official” means the following:

1 (1) The Secretary of the Army, with respect to
2 matters concerning the Army.

3 (2) The Secretary of the Navy, with respect to
4 matters concerning the Navy.

5 (3) The Secretary of the Air Force, with re-
6 spect to matters concerning the Air Force.

7 (4) The Commandant of the Marine Corps,
8 with respect to matters concerning the Marine
9 Corps.

10 (5) The Commander of the United States Spe-
11 cial Operations Command, with respect to matters
12 concerning the United States Special Operations
13 Command.

14 **SEC. 221. REQUIREMENT TO COMPLETE INDIVIDUAL CAR-**
15 **BINE TESTING.**

16 The Secretary of the Army may not cancel the indi-
17 vidual carbine program unless the Secretary—

18 (1) completes the Phase III down-select and
19 user-evaluation phase of the individual carbine com-
20 petitors;

21 (2) conducts the required comprehensive busi-
22 ness case analysis of such program; and

23 (3) submits to the congressional defense com-
24 mittees—

1 (A) the results of the down-select and user
2 evaluation described in paragraph (1); and

3 (B) the business case analysis described in
4 paragraph (2).

5 **SEC. 222. ESTABLISHMENT OF FUNDING LINE AND FIELD-**
6 **ING PLAN FOR NAVY LASER WEAPON SYS-**
7 **TEM.**

8 (a) IN GENERAL.—The Secretary shall ensure that
9 each future-years defense program submitted to Congress
10 under section 221 of title 10, United States Code, that
11 covers any of fiscal years 2018 through 2028 includes a
12 funding line and fielding plan for a Navy laser weapon
13 system with respect to such fiscal years.

14 (b) ALTERNATIVE REPORT.—If the Secretary deter-
15 mines that the technology and maturation efforts of a
16 Navy laser weapon system conducted prior to fiscal year
17 2016 do not indicate that suitable technology warranting
18 a program of record for such system will be available by
19 2018, the Secretary may waive the requirements of sub-
20 section (a) if the Secretary submits to the congressional
21 defense committees written justification of such deter-
22 mination, including a description of the technical short-
23 comings of such system, by not later than March 30,
24 2016.

1 **SEC. 223. SENSE OF CONGRESS ON IMPORTANCE OF ALIGN-**
2 **ING COMMON MISSILE COMPARTMENT OF**
3 **OHIO-CLASS REPLACEMENT PROGRAM WITH**
4 **THE UNITED KINGDOM'S VANGUARD SUC-**
5 **CESSOR PROGRAM.**

6 (a) FINDINGS.—Congress finds the following:

7 (1) The Polaris Sales Agreement of 1963 for-
8 mally arranged for the Polaris missile system to be
9 purchased by the United Kingdom for its sub-
10 marines. It was extended in 1982 to include the Tri-
11 dent missile system and this agreement continues to
12 underpin the independent nuclear deterrent of the
13 United Kingdom.

14 (2) April 2013 marked the 50-year anniversary
15 of the agreement.

16 (3) Since the inception of the agreement, the
17 agreement has been a tremendous success and pro-
18 vided great benefits to both nations by creating
19 major cost savings, stronger nuclear deterrence, and
20 a stronger alliance.

21 (4) The Ohio-class ballistic missile submarine
22 replacement of the United States and the Vanguard-
23 class ballistic missile successor of the United King-
24 dom will share a common missile compartment and
25 the Trident II/D5 strategic weapon system.

1 (b) SENSE OF CONGRESS.—It is the sense of Con-
2 gress that the Secretary of Defense and the Secretary of
3 the Navy should make every effort to ensure that the com-
4 mon missile compartment associated with the Ohio-class
5 ballistic missile submarine replacement program stays on
6 schedule and is aligned with the Vanguard-successor pro-
7 gram of the United Kingdom in order for the United
8 States to fulfill its longstanding commitment to our ally
9 and partner in sea-based strategic deterrence.

10 **SEC. 224. SENSE OF CONGRESS ON COUNTER-ELECTRONICS**

11 **HIGH POWER MICROWAVE MISSILE PROJECT.**

12 It is the sense of the Congress that—

13 (1) following the successful joint technology ca-
14 pability demonstration that the counter-electronics
15 high power microwave missile project (in this section
16 referred to as “CHAMP”) conducted last year, the
17 Air Force should examine the results of the dem-
18 onstration and consider the demonstration as a po-
19 tential solution during any analysis of alternatives
20 conducted in 2014;

21 (2) an analysis of alternatives is an important
22 step in the long term-term development of a high
23 power microwave weapon;

24 (3) additionally, a near-term option may be
25 available to get such capability to commanders of

1 the combatant commands should the capability be
2 required;

3 (4) the Secretary of the Air Force should pur-
4 sue both near- and long-term high power microwave
5 weapon systems;

6 (5) CHAMP could be developed as a cruise mis-
7 sile delivered weapon with target availability to com-
8 manders of the combatant commands by 2016; and

9 (6) such development should not prohibit or di-
10 vert resources from an analysis of alternatives and
11 long-term development of a high power microwave
12 weapon.

13 **SEC. 225. LIMITATION ON AVAILABILITY OF FUNDS FOR**
14 **SPACE-BASED INFRARED SYSTEMS SPACE**
15 **PROGRAM.**

16 Of the funds authorized to be appropriated by this
17 Act or otherwise made available for fiscal year 2014 for
18 the Department of Defense, not more than 50 percent may
19 be obligated or expended for the space-based infrared sys-
20 tems space modernization initiative wide-field-of-view
21 testbed until the Executive Agent for Space of the Depart-
22 ment of Defense certifies to the congressional defense
23 committees that the Secretary of Defense is carrying out
24 the Operationally Responsive Space Program Office in ac-

1 cordance with section 2273a of title 10, United States
2 Code.

3 **Subtitle C—Missile Defense**
4 **Programs**

5 **SEC. 231. PROHIBITION ON USE OF FUNDS FOR MEADS**
6 **PROGRAM.**

7 (a) PROHIBITION.—None of the funds authorized to
8 be appropriated by this Act or otherwise made available
9 for fiscal year 2014 for the Department of Defense may
10 be obligated or expended for the medium extended air de-
11 fense system.

12 (b) HARVESTING TECHNOLOGY.—

13 (1) NOTICE AND WAIT.—The Secretary of De-
14 fense may not carry out actions described in para-
15 graph (2) until a period of 120 days has elapsed fol-
16 lowing the date on which the Secretary notifies the
17 congressional defense committees of the plans of the
18 Secretary to carry out such actions.

19 (2) ACTIONS DESCRIBED.—Actions described in
20 this paragraph are actions relating to harvesting
21 technology of the medium extended air defense sys-
22 tem.

23 (c) REPORT.—

24 (1) IN GENERAL.—Not later than February 15,
25 2014, the Secretary of the Army shall submit to the

1 congressional defense committees a report on the op-
2 portunities to harvest technology of the medium ex-
3 tended air defense system to modernize the various
4 air and missile defense systems and integrated archi-
5 tecture of the Army, based on the report required by
6 section 226 of the National Defense Authorization
7 Act for Fiscal Year 2013 (Public Law 112–239; 126
8 Stat. 1678).

9 (2) MATTERS INCLUDED.—The report under
10 paragraph (1) shall include the following:

11 (A) A review of current Army and joint re-
12 quirements to which any harvested technology
13 of the medium extended air defense system
14 might be applied.

15 (B) The timeline of the Secretary for com-
16 pletion of an analysis of alternatives to tech-
17 nologies and systems being considered for har-
18 vesting.

19 (C) An overview of the planned acquisition
20 strategy for any major systems being considered
21 for harvesting and for insertion into the inte-
22 grated air and missile defense architecture.

23 (d) APPLICATION.—The prohibition in subsection (a)
24 may not be superseded except by a provision of law that

1 specifically supersedes, repeals, or modifies such sub-
2 section.

3 **SEC. 232. ADDITIONAL MISSILE DEFENSE SITE IN THE**
4 **UNITED STATES FOR OPTIMIZED PROTEC-**
5 **TION OF THE HOMELAND.**

6 (a) FINDINGS.—Congress makes the following find-
7 ings:

8 (1) President George W. Bush and President
9 Barack Obama have each recognized the necessity
10 for an additional measure of protection—beyond mis-
11 sile defense sites in Alaska and California—for de-
12 fending the United States against intercontinental
13 ballistic missile (ICBM) threats emanating from the
14 Middle East.

15 (2) General Jacoby, the Commander of the
16 United States Northern Command, testified before
17 Congress that “we should consider that Iran has a
18 capability within the next few years of flight testing
19 ICBM capable technologies” and that “the Iranians
20 are intent on developing an ICBM”.

21 (3) General Kehler, the Commander of the
22 United States Strategic Command, testified before
23 Congress that “I am confident that we can defend
24 against a limited attack from Iran, although we are

1 not in the most optimum posture to do that today
2 * * * it doesn't provide total defense today”.

3 (4) General Jacoby also testified before Con-
4 gress that “I would agree that a third site, wherever
5 the decision is to build a third site, would give me
6 better weapons access, increased GBI inventory and
7 allow us the battle space to more optimize our de-
8 fense against future threats from Iran and North
9 Korea”.

10 (5) Section 227 of the National Defense Au-
11 thorization Act for Fiscal Year 2013 (Public Law
12 112–239; 126 Stat. 1678) directs the Missile De-
13 fense Agency—

14 (A) to conduct environmental impact stud-
15 ies for three potential locations for an addi-
16 tional missile defense site capable of protecting
17 the homeland; and

18 (B) to develop a contingency plan in case
19 the President determines to proceed with de-
20 ployment of such an additional site.

21 (6) According the Missile Defense Agency, the
22 cost to deploy up to 20 ground-based interceptors
23 (GBIs) at a new missile defense site on the East
24 Coast of the United States is approximately

1 \$3,000,000,000 and would require approximately 5
2 to 6 years to complete.

3 (b) ADDITIONAL MISSILE DEFENSE SITE.—

4 (1) IN GENERAL.—The Missile Defense Agency
5 shall construct and make operational in fiscal year
6 2018 an additional homeland missile defense site ca-
7 pable of protecting the homeland, designed to com-
8 plement existing sites in Alaska and California, to
9 deal more effectively with the long-range ballistic
10 missile threat from the Middle East.

11 (2) REQUIREMENT IN ADDITION TO OTHER RE-
12 QUIRED ACTIVITIES REGARDING MISSILE DEFENSE
13 SITES.—The Missile Defense Agency shall carry out
14 the requirement in paragraph (1) to construct and
15 deploy an additional homeland missile defense site
16 (including any advance procurement and engineering
17 and design in connection with such site) while con-
18 tinuing to meet the requirement to prepare environ-
19 mental impact statements and a contingency plan
20 under section 227 of the National Defense Author-
21 ization Act for Fiscal Year 2013 for the missile de-
22 fense sites described in that section.

23 (3) REPORT.—Not later than 180 days after
24 the date of the enactment of this Act, the Director
25 of the Missile Defense Agency shall submit to Con-

1 gress a report on the missile defense site required to
2 be constructed and deployed under paragraph (1).
3 The report shall include a description of the current
4 estimate of the funding to be required for construc-
5 tion and deployment of the missile defense site, in-
6 cluding for advance procurement, engineering and
7 design, materials and construction, interceptor mis-
8 siles, and sensors.

9 **SEC. 233. LIMITATION ON REMOVAL OF MISSILE DEFENSE**
10 **EQUIPMENT FROM EAST ASIA.**

11 (a) **POLICY.**—It is the policy of the United States
12 that—

13 (1) the missile defenses of the United States
14 provide defense against multiple threats, including
15 threats to the United States, allies of the United
16 States, and the deployed forces of the United States;
17 and

18 (2) the elimination of one threat, for example
19 the illegal nuclear weapons program of a rogue
20 state, does not eliminate the reason the United
21 States deploys missile defenses to a particular re-
22 gion, including to defend allies of the United States
23 and deployed forces of the United States from other
24 regional threats.

1 (b) LIMITATION.—Except as provided by subsection
2 (c) or (d), none of the funds authorized to be appropriated
3 by this Act or otherwise made available for fiscal year
4 2014 or any fiscal year thereafter may be obligated or ex-
5 pended to remove missile defense equipment of the United
6 States from East Asia until a period of 180 days has
7 elapsed following the date on which the President certifies
8 to the congressional defense committees the following:

9 (1) Each country in East Asia that poses a
10 threat to allies of the United States has verifiably
11 dismantled the nuclear weapons and ballistic missile
12 programs of such country.

13 (2) The President has consulted with such allies
14 with respect to the dismantlement described in para-
15 graph (1) that—

16 (A) such dismantlement has occurred; and

17 (B) the missile defense platforms of the
18 United States located in East Asia are no
19 longer needed.

20 (c) WAIVER.—The President may waive the limita-
21 tion in subsection (b) with respect to removing missile de-
22 fense equipment of the United States from East Asia if—

23 (1) the President submits to the congressional
24 defense committees—

1 (A) a certification that such waiver is in
2 the national security interest of the United
3 States; and

4 (B) a report, in unclassified form, explain-
5 ing—

6 (i) why the President cannot make a
7 certification for such removal under sub-
8 section (b);

9 (ii) the national security interest cov-
10 ered by the certification made under sub-
11 paragraph (A); and

12 (iii) how the President will provide a
13 commensurate level of defense for the
14 United States, allies of the United States,
15 and deployed forces of the United States,
16 as provided by such missile defense equip-
17 ment being removed; and

18 (2) a period of 30 days has elapsed following
19 the date on which the President submits the infor-
20 mation under paragraph (1).

21 (d) EXCEPTION.—The limitation in subsection (b)
22 shall not apply to destroyers and cruisers of the Navy
23 equipped with the Aegis ballistic missile defense system.

1 **SEC. 234. IMPROVEMENTS TO ACQUISITION ACCOUNT-**
2 **ABILITY REPORTS ON BALLISTIC MISSILE DE-**
3 **FENSE SYSTEM.**

4 (a) IN GENERAL.—Section 225 of title 10, United
5 States Code, is amended—

6 (1) in subsection (b)(3)(A), by inserting “com-
7 prehensive” before “life-cycle”; and

8 (2) by adding at the end the following:

9 “(e) QUALITY OF COST ESTIMATES.—(1) The Direc-
10 tor shall ensure that each cost estimate included in an ac-
11 quisition baseline pursuant to subsection (b)(3) includes
12 all operation and support costs, regardless of funding
13 source, for which the Director is responsible.

14 “(2) In each such baseline submitted to the congres-
15 sional defense committees, the Director shall state wheth-
16 er the underlying cost estimates in such baseline meet the
17 criteria of the Comptroller General of the United States
18 to be considered a high-quality estimate. If the Director
19 states that such estimates do not meet such criteria, the
20 Director shall include in such baseline the actions, includ-
21 ing a schedule, that the Director plans to carry out for
22 the estimates to meet such criteria.”.

23 (b) REPORT.—Not later than February 15, 2014, the
24 Director of the Missile Defense Agency shall submit to the
25 congressional defense committees a report of the plans and
26 schedule of the Director with respect to when the Director

1 will meet the quality and criteria of cost estimates re-
2 quired by section 225(e) of title 10, United States Code,
3 as added by subsection (a)(2).

4 **SEC. 235. ANALYSIS OF ALTERNATIVES FOR SUCCESSOR TO**
5 **PRECISION TRACKING SPACE SYSTEM.**

6 (a) ANALYSIS OF ALTERNATIVES REQUIRED.—

7 (1) IN GENERAL.—The Director of the Missile
8 Defense Agency, in cooperation with the Director of
9 Cost Assessment and Program Evaluation and the
10 Defense Space Council, shall perform an analysis of
11 alternatives for a successor to the precision tracking
12 space system.

13 (2) CONSIDERATION.—The Director shall en-
14 sure that the analysis of alternatives under para-
15 graph (1) considers the following:

16 (A) Current and future terrestrial, air-
17 borne, and space capabilities and capability
18 gaps for missile defense sensing requirements.

19 (B) Current and planned overhead per-
20 sistent infrared architecture and the potential
21 for the future exploitability of such architec-
22 ture.

23 (C) Lessons learned from the space track-
24 ing and surveillance system and precision track-

1 ing space system technology development pro-
2 grams.

3 (D) Opinions of private industry based on
4 the experience of such industry with delivering
5 space capabilities.

6 (E) Opportunities for such successor sys-
7 tem to contribute to nonmissile defense mis-
8 sions with unmet requirements, including space
9 situational awareness.

10 (3) ROLE OF OTHER DEPARTMENTS.—In con-
11 ducting the analysis of alternatives under paragraph
12 (1), the Director shall compare the advantages and
13 disadvantages, including in terms of costs, with re-
14 spect to the Director—

15 (A) developing a successor to the precision
16 tracking space system solely for the Missile De-
17 fense Agency; and

18 (B) cooperating with other heads of de-
19 partments and agencies of the United States to
20 develop space systems that are multi-mission,
21 including by hosting payloads.

22 (b) SUBMISSION REQUIRED.—

23 (1) TERMS OF REFERENCE.—Not later than 60
24 days after the date of the enactment of this Act, the
25 Director shall submit to the congressional defense

1 committees the terms of reference of the analysis of
2 alternatives performed under subsection (a)(1).

3 (2) IN GENERAL.—Not later than 180 days
4 after the date of the enactment of this Act, the Di-
5 rector shall submit to the congressional defense com-
6 mittees a report including—

7 (A) the analysis of alternatives for a suc-
8 cessor to the precision tracking space system
9 performed under subsection (a)(1); and

10 (B) a description of the potential platforms
11 on which a hosted payload could be hosted.

12 (3) FORM.—The report required by paragraph
13 (2) shall be submitted in unclassified form, but may
14 include a classified annex.

15 (c) CONFORMING REPEAL.—Section 224 of the Na-
16 tional Defense Authorization Act for Fiscal Year 2013
17 (Public Law 112–239; 126 Stat. 1675) is repealed.

18 **SEC. 236. PLAN TO IMPROVE ORGANIC KILL ASSESSMENT**
19 **CAPABILITY OF THE GROUND-BASED MID-**
20 **COURSE DEFENSE SYSTEM.**

21 (a) ORGANIC KILL ASSESSMENT CAPABILITY.—The
22 Director of the Missile Defense Agency and the Com-
23 mander of the United States Northern Command, in con-
24 sultation with the Commander of the United States Stra-
25 tegic Command, shall jointly develop—

1 (1) options to achieve an organic kill assess-
2 ment capability for the ground-based midcourse de-
3 fense system that can be developed by not later than
4 December 31, 2019, including by improving the
5 command, control, battle management, and commu-
6 nications program and the sensor and communica-
7 tions architecture of the Agency; and

8 (2) a plan to carry out such options that gives
9 priority to including such capabilities in at least
10 some of the 14 ground-based interceptors that will
11 be procured by the Director, as announced by the
12 Secretary of Defense on March 15, 2013.

13 (b) IMPROVED HIT ASSESSMENT.—The Director and
14 the Commander of the United States Northern Command,
15 in consultation with the Commander of the United States
16 Strategic Command, shall jointly develop an interim capa-
17 bility for improved hit assessment for the ground-based
18 midcourse defense system that can be integrated into
19 near-term enhanced kill vehicle upgrades and refurbish-
20 ment.

21 (c) SUBMISSION TO CONGRESS.—Not later than
22 March 15, 2014, the Director and the Commander of the
23 United States Northern Command shall jointly submit to
24 the congressional defense committees a report on—

1 (1) the development of an organic kill assess-
2 ment capability under subsection (a), including the
3 plan developed under paragraph (2) of such sub-
4 section; and

5 (2) the development of an interim capability for
6 improved hit assessment under subsection (b).

7 **SEC. 237. AVAILABILITY OF FUNDS FOR IRON DOME SHORT-**
8 **RANGE ROCKET DEFENSE PROGRAM.**

9 Of the funds authorized to be appropriated for fiscal
10 year 2014 by section 201 for research, development, test,
11 and evaluation, Defense-wide, and available for the Missile
12 Defense Agency, \$15,000,000 may be obligated or ex-
13 pended for enhancing the capability for producing the Iron
14 Dome short-range rocket defense program in the United
15 States, including for infrastructure, tooling, transferring
16 data, special test equipment, and related components.

17 **SEC. 238. NATO AND THE PHASED, ADAPTIVE APPROACH**
18 **TO MISSILE DEFENSE IN EUROPE.**

19 (a) NATO FUNDING.—

20 (1) PHASE I OF EPAA.—Not later than 60 days
21 after the date of the enactment of this Act, the
22 President shall consult with the North Atlantic
23 Council and the Secretary General of the North At-
24 lantic Treaty Organization (in this section referred
25 to as “NATO”) on—

1 (A) the funding of the phased, adaptive ap-
2 proach to missile defense in Europe; and

3 (B) establishing a plan for NATO to pro-
4 vide at least 50 percent of the infrastructure
5 and operations and maintenance costs of phase
6 I of the phased, adaptive approach to missile
7 defense in Europe.

8 (2) PHASES II AND III OF EPAA.—The Presi-
9 dent shall use the NATO Military Common-Funded
10 Resources process to seek to fund at least 50 per-
11 cent of the costs for phases II and III of the phased,
12 adaptive approach to missile defense in Europe.

13 (3) REPORTS.—Not later than 180 days after
14 the date of the enactment of this Act, and each 180-
15 day period thereafter, the President shall submit to
16 the congressional defense committees, the Committee
17 on Foreign Affairs of the House of Representatives,
18 and the Committee on Foreign Relations of the Sen-
19 ate a report on the funding provided by NATO pur-
20 suant to paragraphs (1) and (2).

21 (b) INTERCEPTORS.—If the Secretary of Defense de-
22 termines that it is useful to the interests of the United
23 States, the Secretary shall seek to engage with members
24 of NATO to establish a NATO common pool of Aegis
25 standard missile—3 block IA, standard missile—3 block IB,

1 and standard missile—3 block IIA interceptors to defend
2 NATO members through the phased, adaptive approach
3 to missile defense in Europe.

4 **SEC. 239. SENSE OF CONGRESS ON PROCUREMENT OF CA-**
5 **PABILITY ENHANCEMENT II**
6 **EXOATMOSPHERIC KILL VEHICLE.**

7 It is the sense of Congress that the Secretary of De-
8 fense should not procure a Capability Enhancement II
9 exoatmospheric kill vehicle for deployment until after the
10 date on which a successful operational flight test of the
11 Capability Enhancement II ground-based interceptor has
12 occurred unless such procurement is for test assets or to
13 maintain a warm line for the industrial base.

14 **SEC. 240. SENSE OF CONGRESS ON 30TH ANNIVERSARY OF**
15 **THE STRATEGIC DEFENSE INITIATIVE.**

16 (a) FINDINGS.—Congress finds the following:

17 (1) President Ronald Reagan in March 1983, in
18 a speech from the oval office, laid the corner stone
19 for a long-term research and development program
20 to begin to achieve our ultimate goal of eliminating
21 the threat posed by strategic nuclear missiles.

22 (2) President Reagan stated, “I’ve become more
23 and more deeply convinced that the human spirit
24 must be capable of rising above dealing with other
25 nations and human beings by threatening their ex-

1 istence * * * What if free people could live secure
2 in the knowledge that their security did not rest
3 upon the threat of instant United States retaliation
4 to deter a Soviet attack, that we could intercept and
5 destroy strategic ballistic missiles before they
6 reached our own soil or that of our allies?”.

7 (3) The Strategic Defense Initiative, also
8 known as “Star Wars”, challenged the nation to ac-
9 complish the impossible by moving beyond the obvi-
10 ous possibilities of the day to set the United States
11 and our allies up for success.

12 (4) In 1999, the Ballistic Missile Defense Orga-
13 nization (BMDO), National Missile Defense (NMD)
14 prototype interceptor successfully demonstrated “hit-
15 to-kill” technology intercepting a modified Minute-
16 man intercontinental Ballistic Missile (ICBM).

17 (5) Congress passed the National Missile De-
18 fense Act of 1999 (Public Law 106–38) (signed by
19 President Clinton), which stated, “It is the policy of
20 the United States to deploy, as soon as is techno-
21 logically possible, an effective National Missile De-
22 fense system capable of defending the territory of
23 the United States against limited ballistic missile at-
24 tack (whether accidental, unauthorized, or delib-
25 erate)”.

1 (6) On December 13, 2001, President George
2 W. Bush announced “I have concluded the ABM
3 treaty hinders our government’s ability to develop
4 ways to protect our people from future terrorist or
5 rogue state missile attacks”.

6 (7) Russian President Vladimir Putin said the
7 move was “not a threat to the security of the Rus-
8 sian Federation”.

9 (8) Since 2001, the United States has deployed
10 considerable Missile Defense capability: 30 ground-
11 based interceptors defending the continental U.S.
12 today; 32 Aegis BMD ships; 113 SM–3 IA intercep-
13 tors; 25 SM–3 IB interceptors; 3 THAAD batteries
14 and 89 interceptors; and 8 AN/TPY–2 forward-
15 based sensors.

16 (9) The United States has partnerships with 22
17 nations, and the North Atlantic Treaty Organization
18 (NATO), for missile defense cooperation. Likewise,
19 India and South Korea are developing missile de-
20 fenses and the Russian Federation and People’s Re-
21 public of China are also developing and improving
22 missile defenses.

23 (10) Since 2001 when they began development,
24 United States missile defenses have had a test
25 record of 58 of 73 hit-to-kill intercept attempts and

1 have been successful across all programs of the inte-
2 grated system, including Aegis Ballistic Missile De-
3 fense (BMD), Ground-based Midcourse Defense
4 (GMD), Terminal High Altitude Area Defense
5 (THAAD), and PATRIOT Advanced Capability–3.

6 (11) In July of 2004, the United States missile
7 defense system was declared operational with limited
8 capability. Since that time, it has offered defense
9 against limited threats to the continental United
10 States.

11 (12) The United States has cooperatively devel-
12 oped with our Israeli allies a number of missile de-
13 fense systems including Arrow, Arrow 3 and David’s
14 Sling, systems which will protector our Israeli allies
15 and contribute technology and expertise to United
16 States systems.

17 (13) The United States in support of NATO
18 deployed a Patriot missile battery to defend the pop-
19 ulation and territory of Turkey and provide material
20 support for Article V of the North Atlantic Treaty
21 in the event of spillover from the Syrian civil war
22 and has deployed Phase I of the European Phased
23 Adaptive Approach, which includes a transportable
24 x-band radar array and an on-station AEGIS bal-

1 listic missile defense ship armed with Standard Mis-
2 sile 3 block IA missile interceptors.

3 (14) When United States territory, deployed
4 forces and allies were threatened by North Korean
5 ballistic missiles the United States had the oper-
6 ational capability and national will to deploy
7 THAAD units to Guam to provide a defensive
8 shield.

9 (15) The United States continues to work joint-
10 ly with Japan to improve the Navy Aegis Ballistic
11 Missile Defense (BMD) which in addition to pro-
12 viding missile defense in the Pacific is also a key-
13 stone in the Phased Adaptive Approach for Euro-
14 pean missile defense.

15 (16) On-going research and development under
16 the auspices of the Missile Defense Agency will con-
17 tinue to expand the technology envelope to deploy a
18 layered missile defense system capable of defending
19 the homeland, our military forces deployed overseas,
20 friendly nations and our allies against all ballistic
21 missiles from launch and orbit to reentry.

22 (17) A credible ballistic missile defense system
23 is critical to the national defense of the United
24 States.

25 (b) SENSE OF CONGRESS.—Congress—

1 (1) recognizes the inspiring leadership of Presi-
2 dent Ronald Reagan to “maintain the peace through
3 strength”;

4 (2) recognizes the enduring obligation President
5 as Commander in Chief to “preserve, protect, and
6 defend the Constitution”;

7 (3) commemorates the vision of President
8 Reagan on the 30th anniversary of the Strategic De-
9 fense Initiative;

10 (4) believes that it is imperative that the United
11 States continue fielding a robust missile defense sys-
12 tem, including additional ground based interceptors;
13 and

14 (5) commits to supporting continued invest-
15 ments in future missile defense capabilities and
16 emerging technologies such as directed energy and
17 railguns.

18 **SEC. 241. READINESS OF INTERCONTINENTAL BALLISTIC**

19 **MISSILE FORCE.**

20 The Secretary of Defense shall preserve each inter-
21 continental ballistic missile silo that contains a deployed
22 missile as of the date of the enactment of this Act in, at
23 minimum, a warm status that enables such silo to—

1 (1) remain a fully functioning element of the
2 interconnected and redundant command and control
3 system of the missile field; and

4 (2) be made fully operational with a deployed
5 missile.

6 **SEC. 242. SENSE OF CONGRESS ON NEGOTIATIONS AFFECT-**
7 **ING THE MISSILE DEFENSES OF THE UNITED**
8 **STATES.**

9 (a) FINDINGS.—Congress finds the following:

10 (1) On April 15, 2013, the National Security
11 Advisor to the President, Tom Donilon, conveyed a
12 personal letter from President Obama to the Presi-
13 dent of the Russian Federation, Vladimir Putin.

14 (2) Press reports indicate that in this letter the
15 President proposed, “developing a legally-binding
16 agreement on transparency, which would include ex-
17 change of information to confirm that our programs
18 do not pose a threat to each other’s deterrence
19 forces,” through “a so-called executive agreement,
20 for which [the President] does not need to seek the
21 consent of Congress.”.

22 (3) The Deputy Foreign Minister of Russia,
23 Sergei Ryabkov, stated in response to the letter that,
24 “the proposals of the U.S. side on the issue are
25 quite concrete and are related in a certain way to

1 the discussions our countries had at various levels in
2 the past years. And it cannot be said from this point
3 of view that the offers are decorative and not seri-
4 ous. No, I want to emphasize that we are commit-
5 ting to the seriousness of these proposals but we
6 note their insufficiency.”.

7 (4) Press reports indicate that the Secretary of
8 the Russian Security Council, Nikolai Patrushev,
9 conveyed a response to the letter from President
10 Putin.

11 (5) President Obama’s proposed deal with Rus-
12 sian President Putin has been kept secret from Con-
13 gress and the American people.

14 (6) The Administration has systematically de-
15 nied Congress information about past offers of
16 United States missile defense concessions to Russia,
17 including written requests from Members of the
18 House of Representatives.

19 (b) SENSE OF CONGRESS.—It is the sense of Con-
20 gress that—

21 (1) the President should promptly convey to
22 Congress the details of any proposed deals with the
23 Russian Federation concerning the missile defenses
24 or nuclear arms of the United States; and

1 (2) MATTERS TO BE INCLUDED.—Each report
2 under paragraph (1) shall include the following:

3 (A) The extent to which the program is
4 meeting development and procurement cost,
5 schedule, performance, and risk mitigation
6 goals.

7 (B) With respect to meeting the desired
8 initial operational capability and full operational
9 capability dates for the amphibious combat ve-
10 hicle, the progress and results of—

11 (i) developmental and operational test-
12 ing of the vehicle; and

13 (ii) plans for correcting deficiencies in
14 vehicle performance, operational effective-
15 ness, reliability, suitability, and safety.

16 (C) An assessment of procurement plans,
17 production results, and efforts to improve man-
18 ufacturing efficiency and supplier performance.

19 (D) An assessment of the acquisition strat-
20 egy of the amphibious combat vehicle, including
21 whether such strategy is in compliance with ac-
22 quisition management best-practices and the ac-
23 quisition policy and regulations of the Depart-
24 ment of Defense.

1 (E) An assessment of the projected oper-
2 ations and support costs and the viability of the
3 Marine Corps to afford to operate and sustain
4 the amphibious combat vehicle.

5 (3) ADDITIONAL INFORMATION.—In submitting
6 to the congressional defense committees the first re-
7 port under paragraph (1) and a report following any
8 changes made by the Secretary of the Navy to the
9 baseline documentation of the amphibious combat
10 vehicle acquisition program, the Comptroller General
11 shall include, with respect to such program, an as-
12 sessment of the sufficiency and objectivity of—

13 (A) the analysis of alternatives;

14 (B) the initial capabilities document; and

15 (C) the capabilities development document.

16 **SEC. 252. REPORT ON STRATEGY TO IMPROVE BODY**
17 **ARMOR.**

18 (a) REPORT.—Not later than 180 days after the date
19 of the enactment of this Act, the Secretary of Defense
20 shall submit to the congressional defense committees a re-
21 port on the comprehensive research and development
22 strategy of the Secretary to achieve significant reductions
23 in the weight of body armor.

24 (b) MATTERS INCLUDED.—The report under sub-
25 section (a) shall include the following:

1 (1) A brief description of each solution for body
2 armor weight reduction that is being developed as of
3 the date of the report.

4 (2) For each such solution—

5 (A) the costs, schedules, and performance
6 requirements;

7 (B) the research and development funding
8 profile;

9 (C) a description of the materials being
10 used in the solution; and

11 (D) the feasibility and technology readiness
12 levels of the solution and the materials.

13 (3) A strategy to provide resources for future
14 research and development of body armor weight re-
15 duction.

16 (4) An explanation of how the Secretary is
17 using a modular or tailorable solution to approach
18 body armor weight reduction.

19 (5) A description of how the Secretary coordi-
20 nates the research and development of body armor
21 weight reduction being carried out by the military
22 departments.

23 (6) Any other matter the Secretary considers
24 appropriate.

1 **SEC. 253. REPORT ON MAIN BATTLE TANK FUEL EFFI-**
2 **CIENCY INITIATIVE.**

3 Not later than 60 days after the date of the enact-
4 ment of this Act, the Secretary of the Army shall submit
5 to the congressional defense committees a report on the
6 investment strategy to accelerate fuel efficiency improve-
7 ments to the current engine and transmission of the M1
8 Abrams series main battle tank as part of the Army's En-
9 gineering Change Proposal Phase I strategy.

10 **SEC. 254. REPORT ON POWERED RAIL SYSTEM.**

11 (a) REPORT REQUIRED.—Not later than 90 days
12 after the date of the enactment of this Act, the Secretary
13 of Defense shall submit to the congressional defense com-
14 mittees a report on the powered rail system compared to
15 currently fielded solutions. Such report shall include each
16 of the following:

17 (1) Verification of relevant studies previously
18 conducted by the Army, including that of the Ma-
19 neuver Center of Excellence, which show that a typ-
20 ical infantry platoon requires approximately 430
21 pounds of batteries for a 72-hour mission, or rough-
22 ly 10 pounds per soldier, and that the per-soldier,
23 per-year procurement, storage, transport and dis-
24 posal costs of these batteries are between \$50,000
25 and \$65,000.

1 (2) An assessment of the comparative total cost
2 of ownership, including procurement, fielding, train-
3 ing, and sustainment of the existing rail system and
4 associated rail-mounted devices with respect to bat-
5 tery types and usage, when compared to that of a
6 powered rail or intelligent rail system with a consoli-
7 dated power source.

8 (3) An assessment of the specific effects of ex-
9 cessive battery weight on soldier mobility, endurance
10 and lethality determined through side-by-side time,
11 endurance, motion and lethality tests between sol-
12 diers operating with existing rail-mounted weapon
13 accessories and soldiers using the powered rail or in-
14 telligent rail solution.

15 (4) An assessment of the advantages to the
16 Army of incorporating the high-speed communica-
17 tions capability embedded in the powered rail or in-
18 telligent rail technology, including the integration of
19 existing Army devices and devices in development
20 such as the family of weapons sights and the en-
21 hanced night vision goggles, with the powered rail
22 technology, and the connection of these previously
23 unconnected devices to the soldier network.

24 (b) TESTING.—Any testing conducted in order to
25 produce the report required by subsection (a) shall be su-

1 pervised and validated by the Director of Operational Test
2 and Evaluation of the Department of Defense.

3 **SEC. 255. REPORT ON SCIENCE, TECHNOLOGY, ENGINEER-**
4 **ING, AND MATHEMATICS SCHOLARSHIP PRO-**
5 **GRAM.**

6 Not later than 60 days after the date of enactment
7 of this Act, the Secretary of Defense shall submit to the
8 congressional defense committees a report that assesses
9 whether the Science, Mathematics and Research for
10 Transformation (SMART) scholarship program, or related
11 scholarship or fellowship programs within the Department
12 of Defense, are providing the necessary number of under-
13 graduate and graduate students in the fields of science,
14 technology, engineer, and mathematics to meet the rec-
15 ommendations contained in the report of the Commission
16 on Research and Development in the United States Intel-
17 ligence Community, as well as recommendation for how
18 SMART and similar program might be improved to better
19 satisfy those recommendations.

20 **Subtitle E—Other Matters**

21 **SEC. 261. ESTABLISHMENT OF CRYPTOGRAPHIC MOD-**
22 **ERNIZATION REVIEW AND ADVISORY BOARD.**

23 (a) IN GENERAL.—Chapter 7 of title 10, United
24 States Code, is amended by adding at the end the fol-
25 lowing new section:

1 **“§ 189. Cryptographic Modernization Review and Ad-**
2 **visory Board**

3 “(a) ESTABLISHMENT.—There shall be in the De-
4 partment of Defense a Cryptographic Modernization Re-
5 view and Advisory Board (in this section referred to as
6 the ‘Board’) to review and assess the cryptographic mod-
7 ernization activities of the Department and provide advice
8 to the Secretary with respect to such activities pursuant
9 to the roles and responsibilities outlined in the Chairman
10 of the Joint Chiefs of Staff Instruction 6510.02D.

11 “(b) MEMBERS.—(1) The Secretary shall determine
12 the number of members of the Board.

13 “(2) The Secretary shall appoint officers in the grade
14 of general or admiral and civilian employees of the Depart-
15 ment of Defense in the Senior Executive Service to serve
16 as members of the Board.

17 “(c) RESPONSIBILITIES.—The Board shall—

18 “(1) review compliance with cease-use dates for
19 specific cryptographic systems based on rigorous
20 analysis of technical and threat factors and issue
21 guidance, as needed, to relevant program executive
22 offices and program managers;

23 “(2) monitor the overall cryptographic mod-
24 ernization efforts of the Department, including while
25 such efforts are being executed;

1 “(3) convene in-depth technical program re-
2 views, as needed, for specific cryptographic mod-
3 ernization developments with respect to validating
4 current and in-draft requirements of systems of the
5 Department of Defense and identifying pro-
6 grammatic risks;

7 “(4) develop a five-year cryptographic mod-
8 ernization plan to—

9 “(A) make recommendations to the Joint
10 Requirements Oversight Council with respect to
11 updating or modifying requirements for cryp-
12 tographic modernization; and

13 “(B) identify previously unidentified re-
14 quirements;

15 “(5) develop a long-term roadmap to—

16 “(A) ensure synchronization with major
17 planning documents;

18 “(B) anticipate risks and issues in 10- and
19 20-year timelines; and

20 “(C) ensure that the expertise and insights
21 of the military departments, Defense Agencies,
22 the combatant commands, industry, academia,
23 and key allies are included in the course of de-
24 veloping and carrying out cryptographic mod-
25 ernization activities;

1 “(6) develop a concept of operations for how
2 cryptographic systems should function in a system-
3 of-systems environment; and

4 “(7) advise the Secretary on the development of
5 a cryptographic asset visibility system.

6 “(d) EXCLUSION OF CERTAIN PROGRAMS.—The
7 Board shall not include programs funded under the Na-
8 tional Intelligence Program (as defined in section 3(6) of
9 the National Security Act of 1947 (50 U.S.C. 3003(6)))
10 in carrying out this section.”.

11 (b) CLERICAL AMENDMENT.—The table of sections
12 at the beginning of such chapter is amended by adding
13 after the item relating to section 188 the following new
14 item:

 “189. Cryptographic Modernization Review and Advisory Board.”.

15 **SEC. 262. CLARIFICATION OF ELIGIBILITY OF A STATE TO**
16 **PARTICIPATE IN DEFENSE EXPERIMENTAL**
17 **PROGRAM TO STIMULATE COMPETITIVE RE-**
18 **SEARCH.**

19 Subparagraph (A) of section 257(d)(2) of the Na-
20 tional Defense Authorization Act for Fiscal Year 1995
21 (Public Law 103–337; 10 U.S.C. 2358 note) is amended
22 to read as follows:

23 “(A) the State is eligible for the experimental
24 program to stimulate competitive research under

1 section 113 of the National Science Foundation Au-
2 thorization Act of 1988 (42 U.S.C. 1862g); and”.

3 **SEC. 263. EXTENSION AND EXPANSION OF MECHANISMS TO**
4 **PROVIDE FUNDS FOR DEFENSE LABORA-**
5 **TORIES FOR RESEARCH AND DEVELOPMENT**
6 **OF TECHNOLOGIES FOR MILITARY MISSIONS.**

7 (a) CLARIFICATION OF AVAILABILITY OF FUNDS.—
8 Section 219 of the Duncan Hunter National Defense Au-
9 thorization Act for Fiscal Year 2009 (10 U.S.C. 2358
10 note) is amended—

11 (1) by redesignating subsections (b) and (c) as
12 subsections (c) and (d), respectively; and

13 (2) by inserting after subsection (a) the fol-
14 lowing new subsection (b):

15 “(b) AVAILABILITY OF FUNDS FOR INFRASTRUC-
16 TURE REVITALIZATION PROJECTS.—

17 “(1) IN GENERAL.—Subject to the provisions of
18 this subsection, funds available under a mechanism
19 under subsection (a) for specific laboratory infra-
20 structure revitalization projects shall be available for
21 such projects until expended.

22 “(2) PRIOR NOTICE OF COSTS OF PROJECTS.—
23 Funds shall be available in accordance with para-
24 graph (1) for a project referred to in that paragraph
25 only if the congressional defense committees are no-

1 tified of the total cost of the project before the com-
2 mencement of the project.

3 “(3) ACCUMULATION OF FUNDS FOR
4 PROJECTS.—Funds may accumulate under a mecha-
5 nism under subsection (a) for a project referred to
6 in paragraph (1) for not more than five years.

7 “(4) LIMITATION ON TOTAL COST OF
8 PROJECT.—Funds shall be available in accordance
9 with paragraph (1) for a project referred to in that
10 paragraph only if the cost of the project does not ex-
11 ceed \$4,000,000.”.

12 (b) EXTENSION.—Subsection (d) of such section, as
13 redesignated by subsection (a)(1) of this section, is
14 amended by striking “September 30, 2016” and inserting
15 “September 30, 2020”.

16 (c) APPLICATION.—Subsection (b) of section 219 of
17 the Duncan Hunter National Defense Authorization Act
18 for Fiscal Year 2009 (10 U.S.C. 2358 note), as added by
19 subsection (a)(2), shall apply with respect to funds made
20 available under such section 219 after the date of the en-
21 actment of this Act.

1 **SEC. 264. EXTENSION OF AUTHORITY TO AWARD PRIZES**
2 **FOR ADVANCED TECHNOLOGY ACHIEVE-**
3 **MENTS.**

4 Section 2374a(f) of chapter 139 of title 10, United
5 States Code, is amended by striking “September 30,
6 2013” and inserting “September 30, 2018”.

7 **SEC. 265. FIVE-YEAR EXTENSION OF PILOT PROGRAM TO**
8 **INCLUDE TECHNOLOGY PROTECTION FEA-**
9 **TURES DURING RESEARCH AND DEVELOP-**
10 **MENT OF CERTAIN DEFENSE SYSTEMS.**

11 Section 243(d) of the Ike Skelton National Defense
12 Authorization Act for Fiscal Year 2011 (Public Law 111–
13 383; 10 U.S.C. 2358 note) is amended by striking “Octo-
14 ber 1, 2015” and inserting “October 1, 2020”.

15 **SEC. 266. BRIEFING ON POWER AND ENERGY RESEARCH**
16 **CONDUCTED AT UNIVERSITY AFFILIATED RE-**
17 **SEARCH CENTERS.**

18 (a) BRIEFING.—Not later than March 31, 2014, the
19 Secretary of Defense shall brief the Committees on Armed
20 Services of the Senate and the House of Representatives
21 on power and energy research conducted at the university
22 affiliated research centers.

23 (b) MATTERS INCLUDED.—The briefing under sub-
24 section (a) shall include the following:

1 (1) A description of current and planned re-
2 search on power grid issues conducted with other
3 university-based energy centers.

4 (2) A description of current and planned col-
5 laboration efforts regarding power grid issues with
6 university-based research centers that have an exper-
7 tise in energy efficiency and renewable energy, in-
8 cluding efforts with respect to—

9 (A) system failure and losses, including—

10 (i) utility logistics and supply chain
11 management for events resulting in system
12 failure or other major damage;

13 (ii) near real-time utility and law en-
14 forcement access to damage assessment in-
15 formation during events resulting in sys-
16 tem failure or other major damage;

17 (B) mitigation and response to disasters
18 and attacks;

19 (C) variable energy resource integration on
20 the bulk power system;

21 (D) integration of high penetrations of dis-
22 tributed energy technologies on the electric dis-
23 tribution system;

24 (E) substation and asset hardening tech-
25 niques appropriate for use in civilian areas;

1 (F) facilitating development of training
2 programs to support significant increase in re-
3 quired technical skills of present and future
4 utility field forces, including hands-on training;
5 and

6 (G) facilitating increased consumer self-
7 sufficiency.

8 **SEC. 267. APPROVAL OF CERTAIN NEW USES OF RESEARCH,**
9 **DEVELOPMENT, TEST, AND EVALUATION**
10 **LAND.**

11 (a) IN GENERAL.—Notwithstanding any other provi-
12 sion of law, the Secretary of Defense, or the head of any
13 other department or agency of the Federal Government,
14 may not finalize any decision regarding new land use ac-
15 tivity on covered land unless the Secretary concerned ap-
16 proves such activity in writing.

17 (b) DEFINITIONS.—In this section:

18 (1) The term “covered land” means ranges, test
19 areas, or other land in the contiguous United States
20 used by the Secretary of Defense for activities re-
21 lated to research, development, test, and evaluation
22 that the Secretary determines, for purposes of this
23 section, to be critical to national security.

24 (2) The term “new land use activity” means an
25 activity regarding the use of covered land that—

1 (A) as of the date of the enactment of this
2 Act, is not carried out on covered land; and

3 (B) is carried out by, or in cooperation
4 with, a department or agency of the Federal
5 Government other than the Department of De-
6 fense.

7 (3) The term “Secretary concerned” has the
8 meaning given that term in section 101(a)(9) of title
9 10, United States Code.

10 **SEC. 268. CANINES AS STAND-OFF DETECTION OF EXPLO-**
11 **SIVES AND EXPLOSIVE PRECURSORS.**

12 Not later than 90 days after the date of enactment
13 of this Act, the Under Secretary of Defense for Acquisi-
14 tion, Technology, and Logistics shall provide to the Com-
15 mittee on Armed Services of the House of Representatives
16 and the Committee on Armed Services of the Senate a
17 report that—

18 (1) describes how the Department of Defense
19 intends to maintain the capability and infrastructure
20 required to support canines as stand-off detection of
21 explosives and explosive precursors;

22 (2) specifies the appropriate office to oversee
23 the acquisition process, research and development,
24 technology advancement, testing and evaluation, and
25 production and procurement with respect to canines

1 as stand-off detection of explosives and explosive
2 precursors;

3 (3) specifies the plan to sustain and enhance
4 the partnerships and relationships of the Depart-
5 ment of Defense with service laboratories, private
6 sector companies, and academic institutions to en-
7 sure that the latest data and information regarding
8 canine capabilities are distributed throughout the
9 Department and other Federal agencies that could
10 benefit from such information; and

11 (4) specifies any technologies capable of replac-
12 ing the canine as a stand-off detection capability
13 during the next 2 years.

14 **TITLE III—OPERATION AND** 15 **MAINTENANCE**

16 **Subtitle A—Authorization of** 17 **Appropriations**

18 **SEC. 301. OPERATION AND MAINTENANCE FUNDING.**

19 Funds are hereby authorized to be appropriated for
20 fiscal year 2014 for the use of the Armed Forces and other
21 activities and agencies of the Department of Defense for
22 expenses, not otherwise provided for, for operation and
23 maintenance, as specified in the funding table in section
24 4301.

1 **SEC. 302. AUTHORIZATION OF APPROPRIATIONS FOR MA-**
2 **RINE SECURITY GUARD.**

3 (a) INCREASE.—Notwithstanding the amounts set
4 forth in the funding tables in division D, the amount au-
5 thorized to be appropriated in section 301 for Operation
6 and Maintenance, as specified in the corresponding fund-
7 ing table in section 4301, for Marine Security Guard is
8 hereby increased by \$13,400,000.

9 (b) OFFSET.—Notwithstanding the amounts set forth
10 in the funding tables in division D, the amount authorized
11 to be appropriated in section 301 for Operation and Main-
12 tenance, Army, as specified in the corresponding funding
13 table in section 4301, is hereby reduced by \$13,400,000,
14 to be derived from the Maneuver Units.

15 **SEC. 303. AUTHORIZATION OF APPROPRIATIONS FOR CRI-**
16 **SIS RESPONSE FORCE.**

17 (a) INCREASE.—Notwithstanding the amounts set
18 forth in the funding tables in division D, the amount au-
19 thorized to be appropriated in section 301 for Operation
20 and Maintenance, as specified in the corresponding fund-
21 ing table in section 4301, for the Crisis Response Force
22 is hereby increased by \$10,600,000.

23 (b) OFFSET.—Notwithstanding the amounts set forth
24 in the funding tables in division D, the amount authorized
25 to be appropriated in section 301 for Operation and Main-
26 tenance, Army, as specified in the corresponding funding

1 table in section 4301, is hereby reduced by \$10,600,000,
2 to be derived from the Maneuver Units.

3 **Subtitle B—Energy and** 4 **Environment**

5 **SEC. 311. DEADLINE FOR SUBMISSION OF REPORTS ON** 6 **PROPOSED BUDGETS FOR ACTIVITIES RELAT-** 7 **ING TO OPERATIONAL ENERGY STRATEGY.**

8 Section 138c(e) of title 10, United States Code, is
9 amended—

10 (1) in paragraph (4), by striking “Not later
11 than 30 days after the date on which the budget for
12 a fiscal year is submitted to Congress pursuant to
13 section 1105 of title 31, the Secretary of Defense
14 shall submit to Congress a report on the proposed
15 budgets for that fiscal year” and inserting “The
16 Secretary of Defense shall submit to Congress a re-
17 port on the proposed budgets for a fiscal year”; and

18 (2) by adding at the end the following new
19 paragraph:

20 “(6) The report required by paragraph (4) for a fiscal
21 year shall be submitted by the later of the following dates:

22 “(A) The date that is 30 days after the date on
23 which the budget for that fiscal year is submitted to
24 Congress pursuant to section 1105 of title 31.

25 “(B) March 31 of the previous fiscal year.”.

1 **SEC. 312. FACILITATION OF INTERAGENCY COOPERATION**
2 **IN CONSERVATION PROGRAMS OF THE DE-**
3 **PARTMENTS OF DEFENSE, AGRICULTURE,**
4 **AND INTERIOR TO AVOID OR REDUCE AD-**
5 **VERSE IMPACTS ON MILITARY READINESS**
6 **ACTIVITIES.**

7 (a) USE OF FUNDS UNDER CERTAIN AGREE-
8 MENTS.—Section 2684a of title 10, United States Code,
9 is amended—

10 (1) by redesignating subsections (h) and (i) as
11 subsections (i) and (j); and

12 (2) by inserting after subsection (g) the fol-
13 lowing new subsection (h):

14 “(h) INTERAGENCY COOPERATION IN CONSERVATION
15 PROGRAMS TO AVOID OR REDUCE ADVERSE IMPACTS ON
16 MILITARY READINESS ACTIVITIES.—In order to facilitate
17 interagency cooperation and enhance the effectiveness of
18 actions that will protect both the environment and military
19 readiness, the recipient of funds provided pursuant an
20 agreement under this section or under the Sikes Act (16
21 U.S.C. et seq.) may, with regard to the lands and waters
22 within the scope of the agreement, use such funds to sat-
23 isfy any matching funds or cost-sharing requirement of
24 any conservation program of the Department of Agri-
25 culture or the Department of the Interior notwithstanding

1 any limitation of such program on the source of matching
2 or cost-sharing funds.”.

3 (b) SUNSET.—This section and subsection (h) of sec-
4 tion 2684a of title 10, United States Code, as added by
5 this section, shall expire on October 1, 2019, except that
6 any agreement referred to in such subsection that is en-
7 tered into on or before September 30, 2019, shall continue
8 according to its terms and conditions as if this section has
9 not expired.

10 **SEC. 313. REAUTHORIZATION OF SIKES ACT.**

11 Section 108 of the Sikes Act (16 U.S.C. 670f) is
12 amended by striking “fiscal years 2009 through 2014”
13 each place it appears and inserting “fiscal years 2014
14 through 2019”.

15 **SEC. 314. COOPERATIVE AGREEMENTS UNDER SIKES ACT**
16 **FOR LAND MANAGEMENT RELATED TO DE-**
17 **PARTMENT OF DEFENSE READINESS ACTIVI-**
18 **TIES.**

19 (a) MULTIYEAR AGREEMENTS TO FUND LONG-TERM
20 MANAGEMENT.—Subsection (b) of section 103A of the
21 Sikes Act (16 U.S.C. 670c–1) is amended—

22 (1) by inserting “(1)” before “Funds”; and

23 (2) by adding at the end the following new
24 paragraph:

1 “(2) In the case of a cooperative agreement under
2 subsection (a)(2), funds referred to in paragraph (1)—

3 “(A) may be paid in a lump sum and include
4 an amount intended to cover the future costs of the
5 natural resource maintenance and improvement ac-
6 tivities provided for under the agreement; and

7 “(B) may be invested by the recipient in ac-
8 cordance with the recipient’s own guidelines for the
9 management and investment of financial assets, and
10 any interest or income derived from such investment
11 may be applied for the same purposes as the prin-
12 cipal.”.

13 (b) AVAILABILITY OF FUNDS AND RELATION TO
14 OTHER LAWS.—Subsection (c) of such section is amended
15 to read as follows:

16 “(c) AVAILABILITY OF FUNDS AND RELATION TO
17 OTHER LAWS.—(1) Cooperative agreements and inter-
18 agency agreements entered into under this section shall
19 be subject to the availability of funds.

20 “(2) Notwithstanding chapter 63 of title 31, United
21 States Code, a cooperative agreement under this section
22 may be used to acquire property or services for the direct
23 benefit or use of the United States Government.

24 “(3) Amounts available to the Department of Defense
25 that are provided to any Federal, State, local, or non-

1 governmental entity for conservation and rehabilitation of
2 natural resources in an area that is not on a military in-
3 stallation—

4 “(A) may only be used for payment of direct
5 costs associated with the management of such area;
6 and

7 “(B) may be used to pay not more than 3 per-
8 cent of total project administrative costs, fees, and
9 management charges.

10 “(4) Amounts available to the Department of Defense
11 may not be used under this Act to acquire fee title interest
12 in real property for natural resources projects that are not
13 on a military installation.”.

14 (c) ANNUAL AUDITS.—Such section is further
15 amended by adding at the end the following new sub-
16 section:

17 “(d) ANNUAL AUDITS.—The Inspector General of the
18 Department of Defense shall annually audit each natural
19 resources project funded with amounts available to the De-
20 partment of Defense under this Act that is not on a mili-
21 tary installation.”.

22 (d) SUNSET.—This section and the provisions of law
23 enacted by the amendments made by this section shall ex-
24 pire on October 1, 2019, except that any cooperative
25 agreement referred to in such provisions that is entered

1 into on or before September 30, 2019, shall continue ac-
2 cording to its terms and conditions as if this section has
3 not expired.

4 **SEC. 315. EXCLUSIONS FROM DEFINITION OF “CHEMICAL**
5 **SUBSTANCE” UNDER TOXIC SUBSTANCES**
6 **CONTROL ACT.**

7 Section 3(2)(B)(v) of the Toxic Substances Control
8 Act (15 U.S.C. 2602(2)(B)(v)) is amended by striking “,
9 and” and inserting “and any component of such an article
10 (including, without limitation, shot, bullets and other pro-
11 jectiles, propellants when manufactured for or used in
12 such an article, and primers), and”.

13 **SEC. 316. EXEMPTION OF DEPARTMENT OF DEFENSE FROM**
14 **ALTERNATIVE FUEL PROCUREMENT RE-**
15 **QUIREMENT.**

16 Section 526 of the Energy Independence and Security
17 Act of 2007 (Public Law 110–140; 42 U.S.C. 17142) is
18 amended by adding at the end the following: “This section
19 shall not apply to the Department of Defense.”.

20 **SEC. 317. CLARIFICATION OF PROHIBITION ON DISPOSING**
21 **OF WASTE IN OPEN-AIR BURN PITS.**

22 For the purposes of Department of Defense Instruc-
23 tion 4715.19, issued as required by section 317 of the Na-
24 tional Defense Authorization Act for Fiscal Year 2010
25 (Public Law 111–84; 10 U.S.C. 2701 note) or any suc-

1 cessor instruction, the term “covered waste” specifically
2 includes, in addition to the materials already specified in
3 subparagraphs (A) and (B) of subsection (c)(2) of such
4 section, the following:

5 (1) Tires.

6 (2) Treated wood.

7 (3) Batteries.

8 (4) Plastics, except insignificant amounts of
9 plastic remaining after a good-faith effort to remove
10 or recover plastic materials from the solid waste
11 stream.

12 (5) Munitions and explosives, the destruction of
13 which is covered in Department of Defense Instruc-
14 tion 6055.09–M (Reference (i)).

15 (6) Compressed gas cylinders, unless empty
16 with valves removed.

17 (7) Fuel containers, unless completely evacu-
18 ated of its contents.

19 (8) Aerosol cans.

20 (9) Polychlorinated biphenyls.

21 (10) Petroleum, oils, and lubricants products
22 (other than waste fuel for initial combustion).

23 (11) Asbestos.

24 (12) Mercury.

25 (13) Foam tent material.

1 (14) Any item containing any of the materials
2 referred to in a preceding paragraph.

3 **SEC. 318. LIMITATION ON PLAN, DESIGN, REFURBISHING,**
4 **OR CONSTRUCTION OF BIOFUELS REFIN-**
5 **ERIES.**

6 Notwithstanding any other provision of law, the Sec-
7 retary of Defense may not enter into a contract for the
8 planning, design, refurbishing, or construction of a
9 biofuels refinery any other facility or infrastructure used
10 to refine biofuels unless such planning, design, refur-
11 bishing, or construction is specifically authorized by law.

12 **SEC. 319. LIMITATION ON PROCUREMENT OF BIOFUELS.**

13 (a) IN GENERAL.—Except as provided in subsection
14 (b), none of the amounts authorized to be appropriated
15 by this Act or otherwise made available for the Depart-
16 ment of Defense may be used to purchase or produce
17 biofuels until the earlier of the following dates:

18 (1) The date on which the cost of the biofuel
19 is equal to the cost of conventional fuels purchased
20 by the Department.

21 (2) The date on which the Budget Control Act
22 of 2011 (Public Law 112–25), and the sequestration
23 in effect by reason of such Act, are no longer in ef-
24 fect.

- 1 (b) EXCEPTIONS.—The limitation under subsection
2 (a) shall not apply to biofuels purchased—
3 (1) in limited quantities necessary to complete
4 test and certification; or
5 (2) for the biofuel research and development ef-
6 forts of the Department.

7 **SEC. 320. MILITARY READINESS AND SOUTHERN SEA**
8 **OTTER CONSERVATION.**

9 (a) ESTABLISHMENT OF THE SOUTHERN SEA OTTER
10 MILITARY READINESS AREAS.—Chapter 631 of title 10,
11 United States Code, is amended by adding at the end the
12 following new section:

13 **“§ 7235. Establishment of the Southern Sea Otter**
14 **Military Readiness Areas**

15 “(a) ESTABLISHMENT.—The Secretary of Defense
16 shall establish areas to be known as ‘Southern Sea Otter
17 Military Readiness Areas’ for national defense purposes.
18 Such areas shall include each of the following:

19 “(1) The area that includes Naval Base Ven-
20 tura County, San Nicolas Island, and Begg Rock
21 and the adjacent and surrounding waters within the
22 following coordinates:

23 “N. Latitude/W. Longitude

24 “33°27.8′/119°34.3′

25 “33°20.5′/119°15.5′

1 “33°13.5′/119°11.8′

2 “33°06.5′/119°15.3′

3 “33°02.8′/119°26.8′

4 “33°08.8′/119°46.3′

5 “33°17.2′/119°56.9′

6 “33°30.9′/119°54.2′;

7 “(2) That area that includes Naval Base Coro-
8 nado, San Clemente Island and the adjacent and
9 surrounding waters running parallel to shore to 3
10 nautical miles from the high tide line designated by
11 33 CFR part 165 on May 20, 2010, as the San
12 Clemente Island 3NM Safety Zone.

13 “(b) ACTIVITIES WITHIN THE SOUTHERN SEA
14 OTTER MILITARY READINESS AREAS.—

15 “(1) INCIDENTAL TAKINGS UNDER ENDAN-
16 GERED SPECIES ACT OF 1973.—Sections 4 and 9 of
17 the Endangered Species Act of 1973 (16 U.S.C.
18 1533, 1538) shall not apply with respect to the inci-
19 dental taking of any southern sea otter in the South-
20 ern Sea Otter Military Readiness Areas in the
21 course of conducting a military readiness activity.

22 “(2) INCIDENTAL TAKINGS UNDER MARINE
23 MAMMAL PROTECTION ACT OF 1972.—Sections 101
24 and 102 of the Marine Mammal Protection Act of
25 1972 (16 U.S.C. 1371, 1372) shall not apply with

1 respect to the incidental taking of any southern sea
2 otter in the Southern Sea Otter Military Readiness
3 Areas in the course of conducting military readiness
4 activities.

5 “(3) TREATMENT AS SPECIES PROPOSED TO BE
6 LISTED.—For purposes of any military readiness ac-
7 tivity, any southern sea otter while within the South-
8 ern Sea Otter Military Readiness Areas shall be
9 treated for the purposes of section 7 of the Endan-
10 gered Species Act of 1973 (16 U.S.C. 1536) as a
11 member of a species that is proposed to be listed as
12 an endangered species or a threatened species under
13 section 4 of the Endangered Species Act of 1973 (16
14 U.S.C. 1533).

15 “(c) REMOVAL.—Nothing in this section or any other
16 Federal law shall be construed to require that any south-
17 ern sea otter located within the Southern Sea Otter Mili-
18 tary Readiness Areas as of the effective date of this sec-
19 tion or thereafter be removed from the Areas.

20 “(d) REVISION OR TERMINATION OF EXCEPTIONS.—
21 The Secretary of the Interior may revise or terminate the
22 application of subsection (b) if the Secretary, in consulta-
23 tion with the Secretary of the Navy, determines that mili-
24 tary activities authorized under subsection (b) are imped-

1 ing southern sea otter conservation or the return of south-
2 ern sea otters to optimum sustainable population levels.

3 “(e) MONITORING.—

4 “(1) IN GENERAL.—The Secretary of the Navy
5 shall conduct monitoring and research within the
6 Southern Sea Otter Military Readiness Areas to de-
7 termine the effects of military readiness activities on
8 the growth or decline of the sea otter population and
9 on the near-shore eco-system. Monitoring and re-
10 search parameters and methods shall be determined
11 in consultation with the service.

12 “(2) REPORTS.—Within 24 months after the ef-
13 fective date of this section and every three years
14 thereafter, the Secretary of the Navy shall report to
15 Congress and the public on monitoring undertaken
16 pursuant to paragraph (1).

17 “(f) DEFINITIONS.—In this section:

18 “(1) INCIDENTAL TAKING.—The term ‘inci-
19 dental taking’ means any take of a southern sea
20 otter that is incidental to, and not the purpose of,
21 the carrying out of an otherwise lawful activity.

22 “(2) OPTIMUM SUSTAINABLE POPULATION.—
23 The term ‘optimum sustainable population’ means,
24 with respect to any population stock, the number of
25 animals that will result in the maximum productivity

1 of the population or the species, keeping in mind the
2 carrying capacity of the habitat and the health of
3 the ecosystem of which they form a constituent ele-
4 ment.

5 “(3) SOUTHERN SEA OTTER.—The term ‘south-
6 ern sea otter’ means any member of the subspecies
7 *Enhydra lutris nereis*.

8 “(4) TAKE.—The term ‘take’—

9 “(A) when used in reference to activities
10 subject to regulation by the Endangered Species
11 Act of 1973 (16 U.S.C. 1531–1544) shall have
12 the meaning given such term in that statute;
13 and

14 “(B) when used in reference to activities
15 subject to regulation by the Marine Mammal
16 Protection Act of 1972 (16 U.S.C. 1361–
17 1423h), shall have the meaning given such term
18 in that statute.

19 “(5) MILITARY READINESS ACTIVITY.—The
20 term ‘military readiness activity’ has the meaning
21 given that term in section 315(f) of the Bob Stump
22 National Defense Authorization Act for Fiscal Year
23 2003 (Public Law 107–314; 116 Stat. 2509; 16
24 U.S.C. 703 note), and includes all training and oper-
25 ations of the Armed Forces that relate to combat,

1 and the adequate and realistic testing of military
2 equipment, vehicles, weapons, and sensors for proper
3 operation and suitability for combat use.”.

4 (b) CLERICAL AMENDMENT.—The table of sections
5 at the beginning of such chapter is amended by adding
6 at the end the following:

“7235. Establishment of the Southern Sea Otter Military Readiness Areas.”.

7 (c) CONFORMING AMENDMENT.—Section 1 of Public
8 Law 99–625 (16 U.S.C. 1536 note) is repealed.

9 **Subtitle C—Logistics and**
10 **Sustainment**

11 **SEC. 321. LITTORAL COMBAT SHIP STRATEGIC**
12 **SUSTAINMENT PLAN.**

13 (a) IN GENERAL.—Not later than 120 days after the
14 date of the enactment of this Act, the Secretary of the
15 Navy shall submit to the congressional defense committees
16 and to the Comptroller General of the United States a
17 strategic sustainment plan for the Littoral Combat Ship.
18 Such plan shall include each of the following:

19 (1) An estimate of the cost and schedule of im-
20 plementing the plan.

21 (2) An identification of the requirements and
22 planning for the long-term sustainment of the Lit-
23 toral Combat Ship and its mission modules in ac-
24 cordance with section 2366b of title 10, United
25 States Code, as amended by section 801 of the Na-

1 tional Defense Authorization Act for Fiscal Year
2 2012 (Public Law 112–81; 125 Stat. 1482).

3 (3) A description of the current and future op-
4 erating environments of the Littoral Combat Ship,
5 as specified or referred to in strategic guidance and
6 planning documents of the Department of Defense.

7 (4) The facility, supply, and logistics systems
8 requirements of the Littoral Combat Ship when for-
9 ward deployed, and an estimate of the cost and per-
10 sonnel required to conduct the necessary mainte-
11 nance activities.

12 (5) Any required updates to host-nation agree-
13 ments to facilitate the forward-deployed maintenance
14 requirements of the Littoral Combat Ship, including
15 a discussion of overseas management of Ship ord-
16 nance and hazardous materials and delivery of
17 equipment and spare parts needed for emergent re-
18 pair.

19 (6) An evaluation of the forward-deployed
20 maintenance requirements of the Littoral Combat
21 Ship and a schedule of pier-side maintenance
22 timelines when forward-deployed, including require-
23 ments for multiple ships and variants.

24 (7) An assessment of the total quantity of
25 equipment, spare parts, permanently forward-sta-

1 tioned personnel, and size of fly away teams re-
2 quired to support forward-deployed maintenance re-
3 quirements for the U.S.S. Freedom while in Singa-
4 pore, and estimates for follow-on deployments of Lit-
5 toral Combat Ships of both variants.

6 (8) A detailed description of the continuity of
7 operations plans for the Littoral Combat Ship
8 Squadron and of any plans to increase the number
9 of Squadron personnel.

10 (9) An identification of mission critical single
11 point of failure equipment for which a sufficient
12 number spare parts are necessary to have on hand,
13 and determination of Littoral Combat Ship forward
14 deployed equipment and spare parts locations and
15 levels.

16 (b) FORM.—The plan required under subsection (a)
17 shall be submitted in unclassified form but may have a
18 classified annex.

19 **SEC. 322. REVIEW OF CRITICAL MANUFACTURING CAPA-**
20 **BILITIES WITHIN ARMY ARSENALS.**

21 (a) REVIEW.—The Secretary of Defense, in consulta-
22 tion with the Secretaries of the military departments and
23 the directors of the Defense Agencies, shall conduct a re-
24 view of the current and expected manufacturing require-
25 ments across the Department of Defense to identify crit-

1 ical manufacturing competencies, supplies, components,
2 end items, parts, assemblies, and sub-assemblies for which
3 no or a limited domestic commercial source exists. In con-
4 ducting the review under this section, the Secretary—

5 (1) shall assess which of the competencies for
6 which no or a limited domestic commercial source
7 exists could be executed by an arsenal owned by the
8 United States; and

9 (2) may review other manufacturing capabili-
10 ties, as the Secretary determines appropriate, to de-
11 termine if such capabilities could be executed by an
12 arsenal owned by the United States.

13 (b) CONGRESSIONAL BRIEFING.—Not later than 180
14 days after the date of the enactment of this Act, the Sec-
15 retary shall brief the congressional defense committees on
16 the results of the review conducted under subsection (a).

17 **SEC. 323. INCLUSION OF ARMY ARSENALS CAPABILITIES IN**
18 **SOLICITATIONS.**

19 (a) DETERMINATION OF USE OF ARSENALS.—

20 (1) SOLICITATION OF INFORMATION.—When
21 undertaking a make-or-buy analysis, a Program Ex-
22 ecutive Officer or Program Manager of a military
23 service or Defense Agency shall solicit information
24 from an arsenal owned by the United States regard-

1 ing the capability of the arsenal to fulfill a manufac-
2 turing requirement.

3 (2) SUBMITTAL OF MATERIAL SOLUTION.—

4 Upon a determination, that an arsenal owned by the
5 United States is capable of fulfilling a manufac-
6 turing requirement, a Program Executive Officer or
7 Program Manager shall allow the arsenal to submit
8 a material solution in response to the requirement.

9 (b) NOTIFICATION OF SOLICITATIONS.—When
10 issuing a solicitation, a Program Executive Officer or Pro-
11 gram Manager shall notify each arsenal owned by the
12 United States of any manufacturing requirement that the
13 arsenal has the capability to fulfill and allow the arsenal
14 to submit a proposal in response to the requirement.

15 **SEC. 324. ASSESSMENT OF OUTREACH FOR SMALL BUSI-**
16 **NESS CONCERNS OWNED AND CONTROLLED**
17 **BY WOMEN AND MINORITIES REQUIRED BE-**
18 **FORE CONVERSION OF CERTAIN FUNCTIONS**
19 **TO CONTRACTOR PERFORMANCE.**

20 No Department of Defense function that is per-
21 formed by Department of Defense civilian employees and
22 is tied to a certain military base may be converted to per-
23 formance by a contractor until the Secretary of Defense
24 conducts an assessment to determine if the Department
25 of Defense has carried out sufficient outreach programs

1 to assist small business concerns owned and controlled by
2 women (as such term is defined in section 8(d)(3)(D) of
3 the Small Business Act) and small business concerns
4 owned and controlled by socially and economically dis-
5 advantaged individuals (as such term is defined in section
6 8(d)(3)(C) of the Small Business Act) that are located in
7 the geographic area near the military base.

8 **Subtitle D—Reports**

9 **SEC. 331. ADDITIONAL REPORTING REQUIREMENTS RELAT-** 10 **ING TO PERSONNEL AND UNIT READINESS.**

11 (a) ASSESSMENT OF ASSIGNED MISSIONS AND CON-
12 TRACTOR SUPPORT.—Section 482 of title 10, United
13 States Code, is amended—

14 (1) by redesignating subsection (g) as sub-
15 section (j); and

16 (2) by inserting after subsection (f) the fol-
17 lowing new subsections:

18 “(g) COMBATANT COMMAND ASSIGNED MISSION AS-
19 SESSMENTS.—(1) Each report shall also include an assess-
20 ment by each commander of a geographic or functional
21 combatant command of the ability of the command to suc-
22 cessfully execute each of the assigned missions of the com-
23 mand. Each such assessment for a combatant command
24 shall also include a list of the mission essential tasks for
25 each assigned mission of the command and an assessment

1 of the ability of the command to successfully complete
2 each task within prescribed timeframes.

3 “(2) For purposes of this subsection, the term ‘as-
4 signed mission’ means any contingency response program
5 plan, theater campaign plan, or named operation that is
6 approved and assigned by the Joint Chiefs of Staff.

7 “(h) RISK ASSESSMENT OF DEPENDENCE ON CON-
8 TRACTOR SUPPORT.—Each report shall also include an as-
9 sessment by the Chairman of the Joint Chiefs of Staff
10 of the level of risk incurred by using contract support in
11 contingency operations as required under Department of
12 Defense Instruction 1100.22, ‘Policies and Procedures for
13 Determining Workforce Mix’.

14 “(i) COMBAT SUPPORT AGENCIES ASSESSMENT.—
15 (1) Each report shall also include an assessment by the
16 Secretary of Defense of the military readiness of the com-
17 bat support agencies, including, for each such agency—

18 “(A) a determination with respect to the re-
19 sponsiveness and readiness of the agency to support
20 operating forces in the event of a war or threat to
21 national security, including—

22 “(i) a list of mission essential tasks and an
23 assessment of the ability of the agency to suc-
24 cessfully perform those tasks;

1 “(ii) an assessment of how the ability of
2 the agency to accomplish the tasks referred to
3 in subparagraph (A) affects the ability of the
4 military departments and the unified and geo-
5 graphic combatant commands to execute oper-
6 ations and contingency plans by number;

7 “(iii) any readiness deficiencies and actions
8 recommended to address such deficiencies; and

9 “(iv) key indicators and other relevant in-
10 formation related to any deficiency or other
11 problem identified;

12 “(B) any recommendations that the Secretary
13 considers appropriate.

14 “(2) In this subsection, the term ‘combat support
15 agency’ means any of the following Defense Agencies:

16 “(A) The Defense Information Systems Agency.

17 “(B) The Defense Intelligence Agency.

18 “(C) The Defense Logistics Agency.

19 “(D) The National Geospatial-Intelligence
20 Agency (but only with respect to combat support
21 functions that the agencies perform for the Depart-
22 ment of Defense).

23 “(E) The Defense Contract Management Agen-
24 cy.

25 “(F) The Defense Threat Reduction Agency.

1 “(G) The National Reconnaissance Office.

2 “(H) The National Security Agency (but only
3 with respect to combat support functions that the
4 agencies perform for the Department of Defense)
5 and Central Security Service.

6 “(I) Any other Defense Agency designated as a
7 combat support agency by the Secretary of De-
8 fense.”.

9 (b) CONFORMING AMENDMENT.—Such section is fur-
10 ther amended in subsection (a), by striking “and (f)” and
11 inserting “(f), (g), (h), and (i)”.

12 **SEC. 332. REPEAL OF ANNUAL COMPTROLLER GENERAL**
13 **REPORT ON ARMY PROGRESS.**

14 Section 323 of the John Warner National Defense
15 Authorization Act for Fiscal Year 2007 (Public Law 109–
16 364; 120 Stat. 2146; 10 U.S.C. 229 note) is amended—

17 (1) by striking subsection (d);

18 (2) by redesignating subsections (e) and (f) as
19 subsections (d) and (e), respectively; and

20 (3) in subsection (e), as so redesignated, by
21 striking “or (d)”.

1 **SEC. 333. REVISION TO REQUIREMENT FOR ANNUAL SUB-**
2 **MISSION OF INFORMATION REGARDING IN-**
3 **FORMATION TECHNOLOGY CAPITAL ASSETS.**

4 Section 351(a)(1) of the Bob Stump National De-
5 fense Authorization Act for Fiscal Year 2003 (Public Law
6 107–314; 10 U.S.C. 221 note) is amended by striking “in
7 excess of \$30,000,000” and all that follows and inserting
8 “(as computed in fiscal year 2000 constant dollars) in ex-
9 cess of \$32,000,000 or an estimated total cost for the fu-
10 ture-years defense program for which the budget is sub-
11 mitted (as computed in fiscal year 2000 constant dollars)
12 in excess of \$378,000,000, for all expenditures, for all in-
13 crements, regardless of the appropriation and fund source,
14 directly related to the assets definition, design, develop-
15 ment, deployment, sustainment, and disposal.”.

16 **SEC. 334. ORDNANCE RELATED RECORDS REVIEW AND RE-**
17 **PORTING REQUIREMENT FOR VIEQUES AND**
18 **CULEBRA ISLANDS, PUERTO RICO.**

19 (a) IDENTIFICATION OF MILITARY MUNITIONS AND
20 NAVY OPERATIONAL HISTORY.—

21 (1) RECORDS REVIEW.—The Secretary of De-
22 fense shall conduct a review of all existing Depart-
23 ment of Defense records to determine and describe
24 the historical use of military munitions and military
25 training on the islands of Vieques and Culebra,
26 Puerto Rico, and in the nearby cays and waters. The

1 review shall, to the extent practicable and based on
2 historical documents available, identify the type of
3 munitions, the quantity of munitions, and the loca-
4 tion where such munitions may have potentially been
5 used or may be remaining on the islands of Vieques
6 and Culebra, Puerto Rico, and in the nearby cays or
7 waters. The historical review shall also determine the
8 type of various military training exercises that oc-
9 curred on each island and in the nearby cays and
10 waters.

11 (2) COOPERATION AND CONSULTATION.—The
12 Secretary of Defense may request the assistance of
13 other Federal agencies and may consult the Gov-
14 ernor of Puerto Rico as may be deemed appropriate
15 in conducting the review required by this subsection
16 and in preparing the report required by subsection
17 (b).

18 (b) REPORT.—Not later than 450 days after the date
19 of the enactment of this Act, the Secretary of Defense
20 shall submit to the Committees on Armed Services of the
21 House of Representatives and the Senate, and shall make
22 publicly available, a report detailing the findings and de-
23 terminations of the review required by subsection (a). The
24 report shall be organized to include the information de-
25 tailed in subsection (a) in addition to site history, site de-

1 scription, real estate ownership information, and any other
2 information about known military munitions and military
3 training that occurred historically on the islands of
4 Vieques and Culebra, Puerto Rico, and in the nearby cays
5 and waters. The report shall include any information and
6 recommendations that the Secretary deems appropriate
7 about the potential hazards to the public associated with
8 unexploded ordnance on the islands of Vieques and
9 Culebra, Puerto Rico, and in the nearby cays and waters.

10 (c) DEFINITIONS.—In this section:

11 (1) The term “military munitions” has the
12 meaning given that term in section 101(e)(4) of title
13 10, United States Code.

14 (2) The term “unexploded ordnance” has the
15 meaning given that term in section 101(e)(5) of title
16 10, United States Code.

17 **Subtitle E—Limitations and**
18 **Extensions of Authority**

19 **SEC. 341. LIMITATION ON REDUCTION OF FORCE STRUC-**
20 **TURE AT LAJES AIR FORCE BASE, AZORES.**

21 The Secretary of the Air Force may not reduce the
22 force structure at Lajes Air Force Base, Azores, relative
23 to the force structure at such Air Force Base as of Octo-
24 ber 1, 2013, until 30 days after the Secretary of Defense
25 concludes the European Infrastructure Consolidation As-

1 assessment initiated by the Secretary on January 25, 2013,
2 and briefs the congressional defense committees regarding
3 such Assessment. Such briefing shall include a specific as-
4 sessment of the efficacy of Lajes Air Force Base, Azores,
5 in supporting the United States overseas force posture.

6 **SEC. 342. PROHIBITION ON PERFORMANCE OF DEPART-**
7 **MENT OF DEFENSE FLIGHT DEMONSTRATION**
8 **TEAMS OUTSIDE THE UNITED STATES.**

9 (a) PROHIBITION.—None of the funds authorized to
10 be appropriated or otherwise available to the Secretary of
11 Defense for fiscal year 2014 or 2015 may be used for the
12 performance of flight demonstration teams under the ju-
13 risdiction of the Secretary at any location outside the
14 United States.

15 (b) UNITED STATES.—In this section, the term
16 “United States” means the several States of the United
17 States, the District of Columbia, and the commonwealths,
18 territories, and possessions of the United States.

19 **Subtitle F—Other Matters**

20 **SEC. 351. REQUIREMENT TO ESTABLISH POLICY ON JOINT**
21 **COMBAT UNIFORMS.**

22 (a) ESTABLISHMENT OF POLICY.—It is the policy of
23 the United States that by not later than October 1, 2018,
24 the Secretary of Defense shall require all military services
25 to use a joint combat camouflage uniform, including color

1 and pattern variants designed for specific combat environ-
2 ments.

3 (b) PROHIBITION.—Except as provided in subsection
4 (c), each military service shall be prohibited from adopting
5 a new combat camouflage uniform, unless—

6 (1) the combat camouflage utility uniform will
7 be a joint uniform adopted by all military services;
8 or

9 (2) the military services adopt a uniform cur-
10 rently in use by another military service.

11 (c) EXCEPTIONS.—Nothing in subsection (b) shall be
12 construed as—

13 (1) prohibiting the development or fielding of
14 combat and camouflage utility uniforms for use by
15 personnel assigned to or operating in support of the
16 unified combatant command for special operations
17 forces described in section 167 of title 10, United
18 States Code;

19 (2) prohibiting the military services from field-
20 ing ancillary uniform items, including headwear,
21 footwear, or other such items as determined by the
22 Secretaries of the military departments; or

23 (3) prohibiting the military services from
24 issuing working or vehicle crew uniforms.

1 (d) GUIDANCE REQUIRED.—Not later than 180 days
2 after the date of the enactment of this Act, the Secretary
3 of Defense shall issue guidance to implement this section.

4 At a minimum, such guidance shall—

5 (1) require the Secretaries of the military de-
6 partments to collaborate on the development of joint
7 criteria for the design, development, fielding, and
8 characteristics of combat camouflage uniforms;

9 (2) require the Secretaries of the military de-
10 partments to ensure that new combat and camou-
11 flage utility uniforms meet the geographic and oper-
12 ational requirements of the commanders of the com-
13 batant commands; and

14 (3) require the Secretaries of the military de-
15 partments to ensure that all new combat and camou-
16 flage utility uniforms achieve interoperability with
17 other components of individual war fighter systems,
18 including organizational clothing and individual
19 equipment such as body armor and other individual
20 protective systems.

21 (e) WAIVER.—The Secretary of Defense may waive
22 the prohibition in subsection (b) if the Secretary certifies
23 to Congress that there are exceptional operational cir-
24 cumstances that require the development or fielding of a
25 new combat camouflage uniform.

1 (f) REPEAL OF POLICY.—Section 352 of the National
2 Defense Authorization Act for Fiscal Year 2010 (Public
3 Law 111–84, 123 Stat. 2262; 10 U.S.C. 771 note prec.)
4 is hereby repealed.

5 **TITLE IV—MILITARY**
6 **PERSONNEL AUTHORIZATIONS**
7 **Subtitle A—Active Forces**

8 **SEC. 401. END STRENGTHS FOR ACTIVE FORCES.**

9 The Armed Forces are authorized strengths for active
10 duty personnel as of September 30, 2014, as follows:

- 11 (1) The Army, 520,000.
12 (2) The Navy, 323,600.
13 (3) The Marine Corps, 190,200.
14 (4) The Air Force, 327,600.

15 **SEC. 402. REVISION IN PERMANENT ACTIVE DUTY END**
16 **STRENGTH MINIMUM LEVELS.**

17 Section 691(b) of title 10, United States Code, is
18 amended by striking paragraphs (1) through (4) and in-
19 serting the following new paragraphs:

- 20 “(1) For the Army, 520,000.
21 “(2) For the Navy, 323,600.
22 “(3) For the Marine Corps, 190,200.
23 “(4) For the Air Force, 327,600.”.

1 **Subtitle B—Reserve Forces**

2 **SEC. 411. END STRENGTHS FOR SELECTED RESERVE.**

3 (a) IN GENERAL.—The Armed Forces are authorized
4 strengths for Selected Reserve personnel of the reserve
5 components as of September 30, 2014, as follows:

6 (1) The Army National Guard of the United
7 States, 354,200.

8 (2) The Army Reserve, 205,000.

9 (3) The Navy Reserve, 59,100.

10 (4) The Marine Corps Reserve, 39,600.

11 (5) The Air National Guard of the United
12 States, 105,400.

13 (6) The Air Force Reserve, 70,400.

14 (7) The Coast Guard Reserve, 9,000.

15 (b) END STRENGTH REDUCTIONS.—The end
16 strengths prescribed by subsection (a) for the Selected Re-
17 serve of any reserve component shall be proportionately
18 reduced by—

19 (1) the total authorized strength of units orga-
20 nized to serve as units of the Selected Reserve of
21 such component which are on active duty (other
22 than for training) at the end of the fiscal year; and

23 (2) the total number of individual members not
24 in units organized to serve as units of the Selected
25 Reserve of such component who are on active duty

1 (other than for training or for unsatisfactory partici-
2 pation in training) without their consent at the end
3 of the fiscal year.

4 (c) **END STRENGTH INCREASES.**—Whenever units or
5 individual members of the Selected Reserve of any reserve
6 component are released from active duty during any fiscal
7 year, the end strength prescribed for such fiscal year for
8 the Selected Reserve of such reserve component shall be
9 increased proportionately by the total authorized strengths
10 of such units and by the total number of such individual
11 members.

12 **SEC. 412. END STRENGTHS FOR RESERVES ON ACTIVE**
13 **DUTY IN SUPPORT OF THE RESERVES.**

14 Within the end strengths prescribed in section
15 411(a), the reserve components of the Armed Forces are
16 authorized, as of September 30, 2014, the following num-
17 ber of Reserves to be serving on full-time active duty or
18 full-time duty, in the case of members of the National
19 Guard, for the purpose of organizing, administering, re-
20 cruiting, instructing, or training the reserve components:

- 21 (1) The Army National Guard of the United
22 States, 32,060.
- 23 (2) The Army Reserve, 16,261.
- 24 (3) The Navy Reserve, 10,159.
- 25 (4) The Marine Corps Reserve, 2,261.

1 (5) The Air National Guard of the United
2 States, 14,734.

3 (6) The Air Force Reserve, 2,911.

4 **SEC. 413. END STRENGTHS FOR MILITARY TECHNICIANS**
5 **(DUAL STATUS).**

6 The minimum number of military technicians (dual
7 status) as of the last day of fiscal year 2014 for the re-
8 serve components of the Army and the Air Force (notwith-
9 standing section 129 of title 10, United States Code) shall
10 be the following:

11 (1) For the Army National Guard of the United
12 States, 27,210.

13 (2) For the Army Reserve, 8,395.

14 (3) For the Air National Guard of the United
15 States, 21,875.

16 (4) For the Air Force Reserve, 10,429.

17 **SEC. 414. FISCAL YEAR 2014 LIMITATION ON NUMBER OF**
18 **NON-DUAL STATUS TECHNICIANS.**

19 (a) LIMITATIONS.—

20 (1) NATIONAL GUARD.—Within the limitation
21 provided in section 10217(c)(2) of title 10, United
22 States Code, the number of non-dual status techni-
23 cians employed by the National Guard as of Sep-
24 tember 30, 2014, may not exceed the following:

1 (A) For the Army National Guard of the
2 United States, 1,600.

3 (B) For the Air National Guard of the
4 United States, 350.

5 (2) ARMY RESERVE.—The number of non-dual
6 status technicians employed by the Army Reserve as
7 of September 30, 2014, may not exceed 595.

8 (3) AIR FORCE RESERVE.—The number of non-
9 dual status technicians employed by the Air Force
10 Reserve as of September 30, 2014, may not exceed
11 90.

12 (b) NON-DUAL STATUS TECHNICIANS DEFINED.—In
13 this section, the term “non-dual status technician” has the
14 meaning given that term in section 10217(a) of title 10,
15 United States Code.

16 **SEC. 415. MAXIMUM NUMBER OF RESERVE PERSONNEL AU-**
17 **THORIZED TO BE ON ACTIVE DUTY FOR**
18 **OPERATIONAL SUPPORT.**

19 During fiscal year 2014, the maximum number of
20 members of the reserve components of the Armed Forces
21 who may be serving at any time on full-time operational
22 support duty under section 115(b) of title 10, United
23 States Code, is the following:

24 (1) The Army National Guard of the United
25 States, 17,000.

1 (2) The Army Reserve, 13,000.

2 (3) The Navy Reserve, 6,200.

3 (4) The Marine Corps Reserve, 3,000.

4 (5) The Air National Guard of the United
5 States, 16,000.

6 (6) The Air Force Reserve, 14,000.

7 **Subtitle C—Authorization of**
8 **Appropriations**

9 **SEC. 421. MILITARY PERSONNEL.**

10 (a) AUTHORIZATION OF APPROPRIATIONS.—Funds
11 are hereby authorized to be appropriated for fiscal year
12 2014 for the use of the Armed Forces and other activities
13 and agencies of the Department of Defense for expenses,
14 not otherwise provided for, for military personnel, as spec-
15 ified in the funding table in section 4401.

16 (b) CONSTRUCTION OF AUTHORIZATION.—The au-
17 thorization of appropriations in subsection (a) supersedes
18 any other authorization of appropriations (definite or in-
19 definite) for such purpose for fiscal year 2014.

1 **TITLE V—MILITARY PERSONNEL**
2 **POLICY**
3 **Subtitle A—Officer Personnel**
4 **Policy Generally**

5 **SEC. 501. LIMITATIONS ON NUMBER OF GENERAL AND**
6 **FLAG OFFICERS ON ACTIVE DUTY.**

7 (a) PER-SERVICE LIMITATIONS; LIMITED JOINT
8 DUTY EXCLUSIONS.—Section 526 of title 10, United
9 States Code, as amended by section 502 of the National
10 Defense Authorization Act for Fiscal Year 2012 (Public
11 Law 112–81; 125 Stat. 1387) and section 501(a) of the
12 National Defense Authorization Act for Fiscal Year 2013
13 (Public Law 112–239; 126 Stat. 1714), is amended—

14 (1) in subsection (a)—

15 (A) in paragraph (1), by striking “231”
16 and inserting “226”

17 (B) in paragraph (2), by striking “162”
18 and inserting “157”; and

19 (C) in paragraph (3), by striking “198”
20 and inserting “193”; and

21 (2) in subsection (b)—

22 (A) in paragraph (1), by striking “310”
23 and inserting “300”; and

24 (B) in paragraph (2)—

- 1 (i) in subparagraph (A), by striking
2 “85” and inserting “81”;
- 3 (ii) in subparagraph (B), by striking
4 “61” and inserting “59”;
- 5 (iii) in subparagraph (C), by striking
6 “73” and inserting “70”; and
- 7 (iv) in subparagraph (D), by striking
8 “21” and inserting “20”.

9 (b) EFFECTIVE DATE.—The amendments made by
10 this section shall take effect on October 1, 2014.

11 **Subtitle B—Reserve Component** 12 **Management**

13 **SEC. 511. MINIMUM NOTIFICATION REQUIREMENTS FOR** 14 **MEMBERS OF RESERVE COMPONENTS BE-** 15 **FORE DEPLOYMENT OR CANCELLATION OF** 16 **DEPLOYMENT RELATED TO A CONTINGENCY** 17 **OPERATION.**

18 Section 12301 of title 10, United States Code, is
19 amended—

- 20 (1) in subsection (e), by striking “The period”
21 and inserting “Subject to subsection (i), the period”;
22 and
- 23 (2) by adding at the end the following new sub-
24 section:

1 “(i)(1) The Secretary concerned shall provide not less
2 than 120 days advance notice to a unit of the reserve com-
3 ponents that—

4 “(A) will be ordered to active duty for deploy-
5 ment in connection with a contingency operation; or

6 “(B) having been notified of such a deployment,
7 has such deployment canceled, postponed, or other-
8 wise altered.

9 “(2) If a member of the reserve components is not
10 assigned to a unit organized to serve as a unit or is to
11 be ordered to active duty apart from the member’s unit,
12 the required notice under paragraph (1) shall be provided
13 directly to the member.

14 “(3) If the Secretary concerned fails to provide timely
15 notification as required by paragraph (1) or (2), the Sec-
16 retary concerned shall submit, within 30 days after the
17 date of the failure, written notification to the Committees
18 on Armed Services of the House of Representatives and
19 the Senate explaining the reason for the failure and the
20 units and members of the reserve components affected.”.

1 **SEC. 512. INFORMATION TO BE PROVIDED TO BOARDS CON-**
2 **SIDERING OFFICERS FOR SELECTIVE EARLY**
3 **REMOVAL FROM RESERVE ACTIVE-STATUS**
4 **LIST.**

5 (a) OFFICERS TO BE CONSIDERED; EXCLUSIONS.—
6 Section 14704(a) of title 10, United States Code, is
7 amended—

8 (1) by inserting “(1)” before “Whenever” ;

9 (2) by striking “all officers on that list” and in-
10 sserting “officers on the reserve active-status list”;

11 (3) by striking “the reserve active-status list, in
12 the number specified by the Secretary by each grade
13 and competitive category.” and inserting “that list.”;
14 and

15 (4) by adding at the end the following new
16 paragraphs:

17 “(2) Except as provided in paragraph (3), the list of
18 officers in a reserve component whose names are sub-
19 mitted to a board under paragraph (1) shall include each
20 officer on the reserve active-status list for that reserve
21 component in the same grade and competitive category
22 whose position on the reserve active-status list is be-
23 tween—

24 “(A) that of the most junior officer in that
25 grade and competitive category whose name is sub-
26 mitted to the board; and

1 “(B) that of the most senior officer in that
2 grade and competitive category whose name is sub-
3 mitted to the board.

4 “(3) A list submitted to a board under paragraph (1)
5 may not include an officer who—

6 “(A) has been approved for voluntary retire-
7 ment; or

8 “(B) is to be involuntarily retired under any
9 provision of law during the fiscal year in which the
10 board is convened or during the following fiscal
11 year.”.

12 (b) SPECIFICATION OF NUMBER OF OFFICERS WHO
13 MAY BE RECOMMENDED FOR REMOVAL.—Such section is
14 further amended—

15 (1) by redesignating subsections (b) and (c) as
16 subsections (c) and (d), respectively; and

17 (2) by inserting after subsection (a) the fol-
18 lowing new subsection:

19 “(b) SPECIFICATION OF NUMBER OF OFFICERS WHO
20 MAY BE RECOMMENDED FOR SEPARATION.—The Sec-
21 retary of the military department concerned shall specify
22 the number of officers described in subsection (a)(1) that
23 a board may recommend for separation under subsection
24 (c).”.

1 **SEC. 513. TEMPORARY AUTHORITY TO MAINTAIN ACTIVE**
2 **STATUS AND INACTIVE STATUS LISTS OF**
3 **MEMBERS IN THE INACTIVE NATIONAL**
4 **GUARD.**

5 (a) AUTHORITY TO MAINTAIN ACTIVE AND INACTIVE
6 STATUS LISTS IN THE INACTIVE NATIONAL GUARD.—

7 (1) ACTIVE AND INACTIVE STATUS LISTS AU-
8 THORIZED.—The Secretary of the Army and the
9 Secretary of the Air Force may maintain an active
10 status list and an inactive status list of members in
11 the inactive Army National Guard and the inactive
12 Air National Guard, respectively.

13 (2) TOTAL NUMBER ON ALL LISTS AT ONE
14 TIME.—The total number of members of the Army
15 National Guard and members of the Air National
16 Guard on the active status lists and the inactive sta-
17 tus lists assigned to the inactive National Guard
18 may not exceed a total of 10,000 at any time.

19 (3) TOTAL NUMBER ON ACTIVE STATUS LISTS
20 AT ONE TIME.—The total number of members of the
21 Army National Guard and members of the Air Na-
22 tional Guard on the active status lists of the inactive
23 National Guard may not exceed 4,000 at any time.

24 (4) CONDITION OF IMPLEMENTATION.—Before
25 the authority provided by this subsection is used to
26 establish an active status list and an inactive status

1 list of members in the inactive Army National Guard
2 or the inactive Air National Guard, the Secretary of
3 Defense shall submit to the Committees on Armed
4 Services of the House of Representatives and the
5 Senate a copy of the implementation guidance to be
6 used to execute this authority.

7 (b) **ADDITIONAL ENLISTED MEMBER TRANSFER AU-**
8 **THORITY.**—In addition to the transfer authority provided
9 by section 303(b) of title 32, United States Code, while
10 an inactive status list for the inactive National Guard ex-
11 ists—

12 (1) an enlisted member of the active Army Na-
13 tional Guard may be transferred to the inactive
14 Army National Guard without regard to whether the
15 member was formerly enlisted in the inactive Army
16 National Guard; and

17 (2) an enlisted member of the active Air Na-
18 tional Guard may be transferred to the inactive Air
19 National Guard without regard to whether the mem-
20 ber was formerly enlisted in the inactive Air Na-
21 tional Guard.

22 (c) **REMOVAL OF RESTRICTIONS ON TRANSFER OF**
23 **OFFICERS.**—While an inactive status list for the inactive
24 National Guard exists, nothing in chapter 3 of title 32,

1 United States Code, shall be construed to prevent any of
2 the following:

3 (1) An officer of the Army National Guard who
4 fills a vacancy in a federally recognized unit of the
5 Army National Guard from being transferred from
6 the active Army National Guard to the inactive
7 Army National Guard.

8 (2) An officer of the Air National Guard who
9 fills a vacancy in a federally recognized unit of the
10 Air National Guard from being transferred from the
11 active Air National Guard to the inactive Air Na-
12 tional Guard.

13 (3) An officer of the Army National Guard
14 transferred to the inactive Army National Guard
15 from being transferred from the inactive Army Na-
16 tional Guard to the active Army National Guard to
17 fill a vacancy in a federally recognized unit.

18 (4) An officer of the Air National Guard trans-
19 ferred to the inactive Air National Guard from being
20 transferred from the inactive Air National Guard to
21 the active Air National Guard to fill a vacancy in a
22 federally recognized unit.

23 (d) STATUS AND TRAINING CATEGORIES FOR MEM-
24 BERS IN INACTIVE STATUS.—While an inactive status list

1 for the inactive Army National Guard or inactive Air Na-
2 tional Guard exists—

3 (1) the first sentence of subsection (b) of sec-
4 tion 10141 of title 10, United States Code, shall
5 apply only with respect to members of the reserve
6 components assigned to the inactive Army National
7 Guard or inactive Air National Guard who are as-
8 signed to such inactive status list; and

9 (2) the exclusion of the Army National Guard
10 of the United States or Air National Guard of the
11 United States under the first sentence of subsection
12 (c) of such section shall not apply.

13 (e) ELIGIBILITY FOR INACTIVE-DUTY TRAINING
14 PAY.—While an inactive status list for the inactive Na-
15 tional Guard exists, the limitation on pay for inactive-duty
16 training contained in section 206(e) of title 37, United
17 States Code, shall apply only to persons assigned to the
18 inactive status list of the inactive National Guard, rather
19 than to all persons enlisted in the inactive National Guard.

20 (f) CONFORMING AMENDMENTS.—

21 (1) MODIFICATION OF ACTIVE STATUS DEFINI-
22 TION.—Section 101(d)(4) of title 10, United States
23 Code, is amended by adding at the end the following
24 new sentence: “However, while an inactive status list
25 for the inactive Army National Guard or inactive Air

1 National Guard exists, such term means the status
2 of a member of the Army National Guard of the
3 United States or Air National Guard of the United
4 States who is not assigned to the inactive status list
5 of the inactive Army National Guard or inactive Air
6 National Guard, on another inactive status list, or in
7 the Retired Reserve.”.

8 (2) COMPUTATION OF YEARS OF SERVICE FOR
9 ENTITLEMENT TO RETIRED PAY.—Paragraph (3) of
10 section 12732(b) of such title is amended to read as
11 follows:

12 “(3) Service in the inactive National Guard (for
13 any period other than a period in which an inactive
14 status list for the inactive National Guard exists)
15 and service while assigned to the inactive status list
16 of the inactive National Guard (for any period in
17 which an inactive status list for the inactive Na-
18 tional Guard exists).”.

19 (g) EVALUATION OF USE OF AUTHORITY.—

20 (1) INDEPENDENT STUDY REQUIRED.—Before
21 the end of the period specified in subsection (h), the
22 Secretary of Defense shall commission an inde-
23 pendent study to evaluate the effectiveness of using
24 an active status list for the inactive National Guard

1 to improve the readiness of the Army National
2 Guard and the Air National Guard.

3 (2) ELEMENTS.—As part of the study required
4 by this subsection, the entity conducting the study
5 shall determine, for each year in which the tem-
6 porary authority provided by subsection (a) is
7 used—

8 (A) how many members of the Army Na-
9 tional Guard and the Air National Guard were
10 transferred to the active status list of the inac-
11 tive National Guard;

12 (B) how many of these vacancies were
13 filled with personnel new to the Army National
14 Guard;

15 (C) the additional cost of filling these posi-
16 tions; and

17 (D) the impact on drill and annual train-
18 ing participation rates.

19 (3) ADDITIONAL CONSIDERATION.—The study
20 required by this subsection also shall include an as-
21 sessment of the impact of the use of the temporary
22 authority provided by subsection (a) on medical
23 readiness category 3B personnel transferred to the
24 active status inactive National Guard, including—

1 (A) how long it took them to complete the
2 Integrated Disability Evaluation System
3 (IDES) process; and

4 (B) how satisfied they were with their
5 unit's management and collaboration during the
6 IDES process.

7 (4) SUBMISSION OF RESULTS.—Not later than
8 180 days after completion of the study required by
9 this subsection, the Secretary of Defense shall sub-
10 mit to the Committees on Armed Services of the
11 House of Representatives and the Senate a report
12 containing the results of the study.

13 (h) DURATION OF AUTHORITY.—The authority pro-
14 vided by subsection (a) for the maintenance of both an
15 active status list and inactive status list of members in
16 the inactive National Guard exists only during the period
17 beginning on October 1, 2013, and ending on December
18 31, 2018.

19 **SEC. 514. REVIEW OF REQUIREMENTS AND AUTHORIZA-**
20 **TIONS FOR RESERVE COMPONENT GENERAL**
21 **AND FLAG OFFICERS IN AN ACTIVE STATUS.**

22 (a) REVIEW REQUIRED.—The Secretary of Defense
23 shall conduct a review of the general officer and flag offi-
24 cer requirements for members of the reserve component
25 in an active status.

1 (b) PURPOSE OF REVIEW.—The purpose of the re-
2 view is to ensure that the authorized strengths provided
3 in section 12004 of title 10, United States Code, for re-
4 serve general officers and reserve flag officers in an active
5 status—

6 (1) are based on an objective requirements
7 process and are sufficient for the effective manage-
8 ment, leadership, and administration of the reserve
9 components;

10 (2) provide a qualified, sufficient pool from
11 which reserve component general and flag officers
12 can continue to be assigned on active duty in joint
13 duty and in-service military positions;

14 (3) reflect a review of the appropriateness and
15 number of exemptions provided by subsections (b),
16 (c), and (d) of section 12004 of title 10, United
17 States Code;

18 (4) reflect the efficiencies that can be achieved
19 through downgrading or elimination of reserve com-
20 ponent general or flag officer positions, including
21 through the conversion of certain reserve component
22 general or flag officer positions to senior civilian po-
23 sitions; and

24 (5) are subjected to periodic review, control,
25 and adjustment.

1 (c) REPORT.—Not later than 18 months after the
2 date of the enactment of this Act, the Secretary of Defense
3 shall submit to the Committees on Armed Services of the
4 Senate and the House of Representatives a report con-
5 taining the results of the review, including such rec-
6 ommendations for changes in law and policy related to au-
7 thorized reserve general and flag officers strengths as the
8 Secretary considers to be appropriate.

9 **SEC. 515. FEASIBILITY STUDY ON ESTABLISHING A UNIT**
10 **OF THE NATIONAL GUARD IN AMERICAN**
11 **SAMOA AND IN THE COMMONWEALTH OF THE**
12 **NORTHERN MARIANA ISLANDS.**

13 (a) STUDY REQUIRED.—The Secretary of Defense
14 shall conduct a study to determine the feasibility of estab-
15 lishing—

16 (1) a unit of the National Guard in American
17 Samoa; and

18 (2) a unit of the National Guard in the Com-
19 monwealth of the Northern Mariana Islands.

20 (b) FORCE STRUCTURE ELEMENTS OF STUDY.—In
21 conducting the study required under subsection (a), the
22 Secretary of Defense shall consider the following:

23 (1) The allocation of National Guard force
24 structure and manpower to American Samoa and
25 the Commonwealth of the Northern Mariana Islands

1 in the event of the establishment of a unit of the
2 National Guard in American Samoa and in the
3 Commonwealth of the Northern Mariana Islands,
4 and the impact of this allocation on existing Na-
5 tional Guard units in the 50 states, the Common-
6 wealth of Puerto Rico, the Virgin Islands, Guam,
7 and the District of Columbia.

8 (2) The Federal funding that would be required
9 to support pay, benefits, training operations, and
10 missions of members of a unit of the National Guard
11 in American Samoa and the Commonwealth of the
12 Northern Mariana Islands, based on the allocation
13 derived from paragraph (1), and the equipment, in-
14 cluding maintenance, required to support such force
15 structure.

16 (3) The presence of existing infrastructure to
17 support a unit of the National Guard in American
18 Samoa and the Commonwealth of the Northern
19 Mariana Islands, and the requirement for additional
20 infrastructure, including information technology in-
21 frastructure, to support such force structure, based
22 on the allocation derived from paragraph (1).

23 (4) How a unit of the National Guard in Amer-
24 ican Samoa and the Commonwealth of the Northern
25 Mariana Island would accommodate the National

1 Guard Bureau's "Essential Ten" homeland defense
2 capabilities (i.e., aviation, engineering, civil support
3 teams, security, medical, transportation, mainte-
4 nance, logistics, joint force headquarters, and com-
5 munications) and reflect regional needs.

6 (5) The manpower cadre, both military per-
7 sonnel and full-time support, including National
8 Guard technicians, required to establish, maintain,
9 and sustain a unit of the National Guard in Amer-
10 ican Samoa and the Commonwealth of the Northern
11 Mariana Islands, and the ability of American Samoa
12 and of the Commonwealth of the Northern Mariana
13 Islands to support demographically a unit of the Na-
14 tional Guard at each location.

15 (6) The ability of a unit of the National Guard
16 in American Samoa and the Commonwealth of the
17 Northern Mariana Islands to maintain unit readi-
18 ness and the logistical challenges associated with
19 transportation, communications, supply/resupply,
20 and training operations and missions.

21 (c) SUBMISSION OF RESULTS.—Not later than 180
22 days after the date of the enactment of this Act, the Sec-
23 retary of Defense shall submit to the congressional defense
24 committees a report containing the results of the study

1 conducted under subsection (a). The report shall also in-
2 clude the following:

3 (1) A determination of whether the executive
4 branch of American Samoa and of the Common-
5 wealth of the Northern Mariana Islands has enacted
6 and implemented statutory authorization for an or-
7 ganized militia as a prerequisite for establishing a
8 unit of the National Guard, and a description of any
9 other steps that such executive branches must take
10 to request and carry out the establishment of a Na-
11 tional Guard unit.

12 (2) A list of any amendments to titles 10, 32,
13 and 37, United States Code, that would have to be
14 enacted by Congress to provide for the establishment
15 of a unit of the National Guard in American Samoa
16 and in the Commonwealth of the Northern Mariana
17 Islands.

18 (3) A description of any required Department
19 of Defense actions to establish a unit of the National
20 Guard in American Samoa and in the Common-
21 wealth of the Northern Mariana Islands.

22 (4) A suggested timeline for completion of the
23 steps and actions described in the preceding para-
24 graphs.

1 **SEC. 516. DESIGNATION OF STATE STUDENT CADET CORPS**
2 **AS DEPARTMENT OF DEFENSE YOUTH ORGA-**
3 **NIZATIONS.**

4 Section 508(d) of title 32, United States Code, is
5 amended—

6 (1) by redesignating paragraph (14) as para-
7 graph (15); and

8 (2) by inserting after paragraph (13) the fol-
9 lowing new paragraph (14):

10 “(14) Any State student cadet corps authorized
11 under State law.”.

12 **Subtitle C—General Service**
13 **Authorities**

14 **SEC. 521. REVIEW OF INTEGRATED DISABILITY EVALUA-**
15 **TION SYSTEM.**

16 (a) REVIEW.—The Secretary of Defense shall con-
17 duct a review of—

18 (1) the backlog of pending cases in the Inte-
19 grated Disability Evaluation System with respect to
20 members of the reserve components of the Armed
21 Forces for the purpose of addressing the matters
22 specified in paragraph (1) of subsection (b); and

23 (2) the improvements to the Integrated Dis-
24 ability Evaluation System specified in paragraph (2)
25 of such subsection.

1 (b) REPORT.—Not later than 180 days after the date
2 of the enactment of this Act, the Secretary shall submit
3 to the Committees on Armed Services of the House of
4 Representatives and the Senate a report on the review
5 under subsection (a). Such report shall include the fol-
6 lowing:

7 (1) With respect to the reserve components of
8 the Armed Forces—

9 (A) the number of pending cases that exist
10 as of the date of the report, listed by military
11 department, component, and, with respect to
12 the National Guard, State;

13 (B) as of the date of the report, the aver-
14 age time it takes to process a case in the Inte-
15 grated Disability Evaluation System;

16 (C) a description of the steps the Secretary
17 will take to resolve the backlog of cases in the
18 Integrated Disability Evaluation System; and

19 (D) the date by which the Secretary plans
20 to resolve such backlog for each military depart-
21 ment.

22 (2) With respect to the regular components and
23 reserve components of the Armed Forces—

24 (A) a description of the progress being
25 made to transition the Integrated Disability

1 Evaluation System to an integrated and readily
2 accessible electronic format that a member of
3 the Armed Forces may access and see the sta-
4 tus of the member during each phase of the
5 system;

6 (B) an estimate of the cost to complete the
7 transition to an integrated and readily acces-
8 sible electronic format; and

9 (C) an assessment of the feasibility of im-
10 proving in-transit visibility of pending cases, in-
11 cluding by establishing a method of tracking a
12 pending case when a military treatment facility
13 is assigned a packet and pending case for ac-
14 tion regarding a member.

15 (c) PENDING CASE DEFINED.—In this section, the
16 term “pending case” means a case involving a member
17 of the Armed Forces who, as of the date of the review
18 under subsection (a), is within the Integrated Disability
19 Evaluation System and has been referred to a medical
20 evaluation board.

21 **SEC. 522. COMPLIANCE REQUIREMENTS FOR ORGANIZA-**
22 **TIONAL CLIMATE ASSESSMENTS.**

23 (a) VERIFICATION AND TRACKING REQUIRE-
24 MENTS.—The Secretary of Defense shall direct the Secre-
25 taries of the military departments to verify and track the

1 compliance of commanding officers in conducting organi-
2 zational climate assessments required as part of the com-
3 prehensive policy for the Department of Defense sexual
4 assault prevention and response program pursuant to sec-
5 tion 572(a)(3) of the National Defense Authorization Act
6 for Fiscal Year 2013 (Public Law 112–239; 126 Stat.
7 1753).

8 (b) IMPLEMENTATION.—No later than 90 days after
9 the date of the enactment of this Act, the Secretary of
10 Defense shall submit to the Committees on Armed Serv-
11 ices of the Senate and House of Representatives a report
12 containing—

13 (1) a description of the progress of the develop-
14 ment of the system that will verify and track the
15 compliance of commanding officers in conducting or-
16 ganizational climate assessments; and

17 (2) an estimate of when the system will be com-
18 pleted and implemented.

19 **SEC. 523. COMMAND RESPONSIBILITY AND ACCOUNT-**
20 **ABILITY FOR REMAINS OF MEMBERS OF THE**
21 **ARMY, NAVY, AIR FORCE, AND MARINE CORPS**
22 **WHO DIE OUTSIDE THE UNITED STATES.**

23 Not later than 60 days after the date of the enact-
24 ment of this Act, the Secretary of Defense shall take such
25 steps as may be necessary to ensure that there is contin-

1 uous, designated military command responsibility and ac-
2 countability for the care, handling, and transportation of
3 the remains of each deceased member of the Army, Navy,
4 Air Force, or Marine Corps who died outside the United
5 States, beginning with the initial recovery of the remains,
6 through the defense mortuary system, until the interment
7 of the remains or the remains are otherwise accepted by
8 the person designated as provided by section 1482(e) of
9 title 10, United States Code, to direct disposition of the
10 remains.

11 **SEC. 524. CONTENTS OF TRANSITION ASSISTANCE PRO-**
12 **GRAM.**

13 (a) IN GENERAL.—Section 1144 of title 10, United
14 States Code, is amended—

15 (1) in subsection (b), by adding at the end the
16 following new paragraph:

17 “(9) Provide information about disability-re-
18 lated employment and education protections.”.

19 (2) by redesignating subsections (c), (d), and
20 (e), as subsections (d), (e), and (f), respectively; and

21 (3) by inserting after subsection (b) the fol-
22 lowing new subsection (c):

23 “(c) ADDITIONAL ELEMENTS OF PROGRAM.—The
24 mandatory program carried out by this section shall in-
25 clude—

1 “(1) for any such member who plans to use the
2 member’s entitlement to educational assistance
3 under title 38—

4 “(A) instruction providing an overview of
5 the use of such entitlement; and

6 “(B) courses of post-secondary education
7 appropriate for the member, courses of post-
8 secondary education compatible with the mem-
9 ber’s education goals, and instruction on how to
10 finance the member’s post-secondary education;
11 and

12 “(2) instruction in the benefits under laws ad-
13 ministered by the Secretary of Veterans Affairs and
14 in other subjects determined by the Secretary con-
15 cerned.”.

16 (b) DEADLINE FOR IMPLEMENTATION.—The pro-
17 gram carried out under section 1144 of title 10, United
18 States Code, shall comply with the requirements of sub-
19 sections (b)(9) and (c) of such section, as added by sub-
20 section (a), by not later than April 1, 2015.

21 (c) FEASIBILITY STUDY.—Not later than 270 days
22 after the date of the enactment of this Act, the Secretary
23 of Veterans Affairs shall submit to the Committee on Vet-
24 erans’ Affairs and the Committee on Armed Services of
25 the Senate and the Committee on Veterans’ Affairs and

1 the Committee on Armed Services of the House of Rep-
2 resentatives the results of a study carried out by the Sec-
3 retary to determine the feasibility of providing the instruc-
4 tion described in subsection (b) of section 1142 of title
5 10, United States Code, at all overseas locations where
6 such instruction is provided by entering into a contract
7 jointly with the Secretary of Labor for the provision of
8 such instruction.

9 **SEC. 525. PROCEDURES FOR JUDICIAL REVIEW OF MILI-**
10 **TARY PERSONNEL DECISIONS RELATING TO**
11 **CORRECTION OF MILITARY RECORDS.**

12 (a) AVAILABILITY OF JUDICIAL REVIEW; LIMITA-
13 TIONS.—

14 (1) IN GENERAL.—Chapter 79 of title 10,
15 United States Code, is amended by adding at the
16 end the following new section:

17 **“§ 1560. Judicial review of decisions relating to cor-**
18 **rection of military records**

19 **“(a) AVAILABILITY OF JUDICIAL REVIEW.—**

20 **“(1) IN GENERAL.—**Pursuant to sections 1346
21 and 1491 of title 28 and chapter 7 of title 5 any
22 person adversely affected by a records correction
23 final decision may obtain judicial review of the deci-
24 sion in a court with jurisdiction to hear the matter.

1 “(2) RECORDS CORRECTION FINAL DECISION
2 DEFINED.—In this section, the term ‘records correc-
3 tion final decision’ means any of the following deci-
4 sions:

5 “(A) A final decision issued by the Sec-
6 retary concerned pursuant to section 1552 of
7 this title.

8 “(B) A final decision issued by the Sec-
9 retary concerned pursuant to section 1034(f) of
10 this title.

11 “(C) A final decision issued by the Sec-
12 retary of Defense pursuant to section 1034(g)
13 of this title.

14 “(b) EXHAUSTION OF ADMINISTRATIVE REM-
15 EDIES.—

16 “(1) GENERAL RULE.—Except as provided in
17 paragraphs (3) and (4), judicial review of a matter
18 that could be subject to correction under a provision
19 of law specified in subsection (a)(2) may not be ob-
20 tained under this section or any other provision of
21 law unless—

22 “(A) the petitioner has requested a correc-
23 tion under section 1552 of this title (including
24 such a request in a matter arising under section
25 1034 of this title); and

1 “(B) the Secretary concerned has rendered
2 a final decision denying that correction in whole
3 or in part.

4 “(2) WHISTLEBLOWER CASES.—When the final
5 decision of the Secretary concerned is subject to re-
6 view by the Secretary of Defense under section
7 1034(g) of this title, the petitioner is not required
8 to seek such review before obtaining judicial review,
9 but if the petitioner does seek such review, judicial
10 review may not be sought until the earlier of the fol-
11 lowing occurs:

12 “(A) The Secretary of Defense makes a
13 decision in the matter.

14 “(B) The period specified in section
15 1034(g) of this title for the Secretary to make
16 a decision in the matter expires.

17 “(3) CLASS ACTIONS.—If judicial review of a
18 records correction final decision is sought, and the
19 petitioner for such judicial review also seeks to bring
20 a class action with respect to a matter for which the
21 petitioner requested a correction under section 1552
22 of this title (including such a request in a matter
23 arising under section 1034 of this title) and the
24 court issues an order certifying a class in the case,
25 paragraphs (1) and (2) do not apply to any member

1 of the certified class (other than the petitioner) with
2 respect to any matter covered by a claim for which
3 the class is certified.

4 “(4) TIMELINESS.—Paragraph (1) shall not
5 apply if the records correction final decision of the
6 Secretary concerned is not issued by the date that
7 is 18 months after the date on which the petitioner
8 requests a correction.

9 “(c) STATUTES OF LIMITATION.—

10 “(1) SIX YEARS FROM FINAL DECISION.—A
11 records correction final decision (other than in a
12 matter to which paragraph (2) applies) is not sub-
13 ject to judicial review under this section or otherwise
14 subject to review in any court unless petition for
15 such review is filed in a court not later than six
16 years after the date of the records correction final
17 decision.

18 “(2) SIX YEARS FOR CERTAIN CLAIMS THAT
19 MAY RESULT IN PAYMENT OF MONEY.—(A) In a
20 case of a records correction final decision described
21 in subparagraph (B), the records correction final de-
22 cision (or the portion of such decision described in
23 such subparagraph) is not subject to judicial review
24 under this section or otherwise subject to review in
25 any court unless petition for such review is filed in

1 a court before the end of the six-year period that
2 began on the date of discharge, retirement, release
3 from active duty, or death while on active duty, of
4 the person whose military records are the subject of
5 the correction request. Such six-year period does not
6 include any time between the date of the filing of the
7 request for correction of military records leading to
8 the records correction final decision and the date of
9 the final decision.

10 “(B) Subparagraph (A) applies to a records
11 correction final decision or portion of the decision
12 that involves a denial of a claim that, if relief were
13 to be granted by the court, would support, or result
14 in, the payment of money, other than payments
15 made under chapter 73 of this title, either under a
16 court order or under a subsequent administrative de-
17 termination.

18 “(d) HABEAS CORPUS.—This section does not affect
19 any cause of action arising under chapter 153 of title 28.”.

20 (2) CLERICAL AMENDMENT.—The table of sec-
21 tions at the beginning of such chapter is amended
22 by adding at the end the following new item:

“1560. Judicial review of decisions.”.

23 (b) EFFECT OF DENIAL OF REQUEST FOR CORREC-
24 TION OF RECORDS WHEN PROHIBITED PERSONNEL AC-
25 TION ALLEGED.—

1 (1) NOTICE OF DENIAL; PROCEDURES FOR JU-
2 DICIAL REVIEW.—Subsection (f) of section 1034 of
3 such title is amended by adding at the end the fol-
4 lowing new paragraph:

5 “(7) In any case in which the final decision of the
6 Secretary concerned results in denial, in whole or in part,
7 of any requested correction of the record of the member
8 or former member, the Secretary concerned shall provide
9 the member or former member—

10 “(A) a concise written statement of the basis
11 for the decision; and

12 “(B) a notification of the availability of judicial
13 review of the decision pursuant to section 1560 of
14 this title and the time period for obtaining such re-
15 view in accordance with the applicable statute of lim-
16 itations.”.

17 (2) SECRETARY OF DEFENSE REVIEW; NOTICE
18 OF DENIAL.—Subsection (g) of such section is
19 amended—

20 (A) by inserting “(1)” before “Upon the
21 completion of all”; and

22 (B) by adding at the end the following new
23 paragraph:

24 “(2) The submittal of a matter to the Secretary of
25 Defense by the member or former member under para-

1 graph (1) must be made within 90 days of the receipt by
2 the member or former member of the final decision of the
3 Secretary of the military department concerned in the
4 matter. In any case in which the final decision of the Sec-
5 retary of Defense results in denial, in whole or in part,
6 of any requested correction of the record of the member
7 or former member, the Secretary of Defense shall provide
8 the member or former member—

9 “(A) a concise written statement of the basis
10 for the decision; and

11 “(B) a notification of the availability of judicial
12 review of the decision pursuant to section 1560 of
13 this title and the time period for obtaining such re-
14 view in accordance with the applicable statute of lim-
15 itations.”.

16 (3) SOLE BASIS FOR JUDICIAL REVIEW.—Such
17 section is further amended—

18 (A) by redesignating subsections (h) and
19 (i) as subsections (i) and (j), respectively; and

20 (B) by inserting after subsection (g) the
21 following new subsection (h):

22 “(h) JUDICIAL REVIEW.—(1) A decision of the Sec-
23 retary of Defense under subsection (g) shall be subject to
24 judicial review only as provided in section 1560 of this
25 title.

1 “(2) In a case in which review by the Secretary of
2 Defense under subsection (g) was not sought, a decision
3 of the Secretary of a military department under subsection
4 (f) shall be subject to judicial review only as provided in
5 section 1560 of this title.

6 “(3) A decision by the Secretary of Homeland Secu-
7 rity under subsection (f) shall be subject to judicial review
8 only as provided in section 1560 of this title.”.

9 (c) EFFECT OF DENIAL OF OTHER REQUESTS FOR
10 CORRECTION OF MILITARY RECORDS.—Section 1552 of
11 such title is amended by adding at the end the following
12 new subsections:

13 “(h) In any case in which the final decision of the
14 Secretary concerned results in denial, in whole or in part,
15 of any requested correction, the Secretary concerned shall
16 provide the claimant—

17 “(1) a concise written statement of the basis for
18 the decision; and

19 “(2) a notification of the availability of judicial
20 review of the decision pursuant to section 1560 of
21 this title and the time period for obtaining such re-
22 view in accordance with the applicable statute of lim-
23 itations.

1 “(i) A decision by the Secretary concerned under this
2 section shall be subject to judicial review only as provided
3 in section 1560 of this title.”.

4 (d) EFFECTIVE DATE AND APPLICATION.—

5 (1) IN GENERAL.—The amendments made by
6 this section shall take effect on January 1, 2015,
7 and shall apply to all final decisions of the Secretary
8 of Defense under section 1034(g) of title 10, United
9 States Code, and of the Secretary of a military de-
10 partment and the Secretary of Homeland Security
11 under sections 1034(f) or 1552 of such title ren-
12 dered on or after such date.

13 (2) TREATMENT OF EXISTING CASES.—This
14 section and the amendments made by this section do
15 not affect the authority of any court to exercise ju-
16 risdiction over any case that was properly before the
17 court before the effective date specified in paragraph
18 (1).

19 (e) IMPLEMENTATION.—The Secretary of a military
20 department and the Secretary of Homeland Security (in
21 the case of the Coast Guard when it is not operating as
22 a service in the Department of the Navy) may prescribe
23 regulations, and interim guidance before prescribing such
24 regulations, to implement the amendments made by this
25 section. Regulations or interim guidance prescribed by the

1 Secretary of a military department may not take effect
2 until approved by the Secretary of Defense.

3 **SEC. 526. ESTABLISHMENT AND USE OF CONSISTENT DEFINITION OF GENDER-NEUTRAL OCCUPATIONAL STANDARD FOR MILITARY CAREER DESIGNATORS.**

4
5
6
7 (a) ESTABLISHMENT OF DEFINITIONS.—Section 543
8 of the National Defense Authorization Act for Fiscal Year
9 1994 (Public Law 103–160; 10 U.S.C. 113 note) is
10 amended by adding at the end the following new sub-
11 section:

12 “(d) DEFINITIONS.—In this section:

13 “(1) GENDER-NEUTRAL OCCUPATIONAL STAND-
14 ARD.—The term ‘gender-neutral occupational stand-
15 ard’, with respect to a military career designator,
16 means that all members of the Armed Forces serv-
17 ing in or assigned to the military career designator
18 must meet the same physical and performance out-
19 come-based standards for the successful accomplish-
20 ment of the necessary and required specific tasks as-
21 sociated with the qualifications and duties performed
22 while serving in or assigned to the military career
23 designator.

24 “(2) MILITARY CAREER DESIGNATOR.—The
25 term ‘military career designator’ refers to—

1 “(A) in the case of enlisted members and
2 warrant officers of the Armed Forces, military
3 occupational specialties, specialty codes, enlisted
4 designators, enlisted classification codes, addi-
5 tional skill identifiers, and special qualification
6 identifiers; and

7 “(B) in the case of commissioned officers
8 (other than commissioned warrant officers), of-
9 ficer areas of concentration, occupational spe-
10 cialties, specialty codes, additional skill identi-
11 fiers, and special qualification identifiers.”.

12 (b) USE OF DEFINITIONS.—Such section is further
13 amended—

14 (1) in subsection (a)—

15 (A) in the matter preceding paragraph (1),
16 by striking “military occupational career field”
17 and inserting “military career designator”; and

18 (B) in paragraph (1), by striking “com-
19 mon, relevant performance standards” and in-
20 serting “an occupational standard”;

21 (2) in subsection (b)—

22 (A) in paragraph (1)—

23 (i) by striking “any military occupa-
24 tional specialty” and inserting “any mili-
25 tary career designator”; and

1 (ii) by striking “requirements for
2 members in that specialty and shall ensure
3 (in the case of an occupational specialty”
4 and inserting “requirements as part of the
5 gender-neutral occupational standard for
6 members in that career designator and
7 shall ensure (in the case of a career desig-
8 nator”); and

9 (B) in paragraph (2)—

10 (i) by striking “an occupational spe-
11 cialty” and inserting “a military career
12 designator”;

13 (ii) by striking “that occupational spe-
14 cialty” and inserting “that military career
15 designator”); and

16 (iii) by striking “that specialty” and
17 inserting “that military career designator”;
18 and

19 (3) in subsection (c)—

20 (A) by striking “the occupational stand-
21 ards for a military occupational field” and in-
22 serting “the gender-neutral occupational stand-
23 ard for a military career designator”); and

24 (B) by striking “that occupational field”
25 and inserting “that military career designator”.

1 **SEC. 527. EXPANSION AND ENHANCEMENT OF AUTHORI-**
2 **TIES RELATING TO PROTECTED COMMUNICA-**
3 **TIONS OF MEMBERS OF THE ARMED FORCES**
4 **AND PROHIBITED RETALIATORY ACTIONS.**

5 (a) **EXPANSION OF PROHIBITED RETALIATORY PER-**
6 **SONNEL ACTIONS.**—Subsection (b) of section 1034 of title
7 10, United States Code, is amended—

8 (1) in paragraph (1)(B)—

9 (A) by striking “or” at the end of clause
10 (iv);

11 (B) by redesignating clause (v) as clause
12 (vi); and

13 (C) by inserting after clause (iv) the fol-
14 lowing new clause (v):

15 “(v) a court-martial proceeding; or”; and

16 (2) in paragraph (2), by inserting after “any
17 favorable action” the following: “, or a significant
18 change in a member’s duties, responsibilities, or
19 working conditions”.

20 (b) **INSPECTOR GENERAL INVESTIGATIONS OF ALLE-**
21 **GATIONS.**—Subsection (c) of such section is amended—

22 (1) in paragraph (1), by striking “paragraph
23 (3)” and inserting “paragraph (4)”;

24 (2) in paragraph (2), by striking subparagraph
25 (A) and inserting the following new subparagraph
26 (A):

1 “(A) Any violation of any law, rule, or regula-
2 tion, including a law or regulation prohibiting rape,
3 sexual assault, or other sexual misconduct in sec-
4 tions 920 through 920c of this title (articles 120
5 through 120c of the Uniform Code of Military Jus-
6 tice), sexual harassment or unlawful discrimina-
7 tion.”;

8 (3) by redesignating paragraphs (3), (4), and
9 (5) as paragraphs (4), (5), and (6), respectively;

10 (4) by inserting after paragraph (2) the fol-
11 lowing new paragraph (3):

12 “(3) A communication described in paragraph (2)
13 shall not be excluded from the protections provided in this
14 section because—

15 “(A) the communication was made to a person
16 who participated in an activity that the member rea-
17 sonably believed to be covered by paragraph (2);

18 “(B) the communication revealed information
19 that had previously been communicated;

20 “(C) of the member’s motive for making the
21 communication;

22 “(D) the communication was not made in writ-
23 ing;

24 “(E) the communication was made while the
25 member was off duty;

1 “(F) the communication was made during the
2 normal course of duties of the member.”;

3 (5) in subparagraph (D) of paragraph (4), as
4 redesignated by paragraph (3) of this subsection, by
5 inserting before the period at the end of the second
6 sentence the following: “, with the consent of the
7 member”;

8 (6) in paragraph (5), as so redesignated—

9 (A) by striking “paragraph (3)(A)” and in-
10 serting “paragraph (4)(A)”;

11 (B) by striking “paragraph (3)(D)” and
12 inserting “paragraph (4)(D)”;

13 (C) by striking “60 days” and inserting
14 “one year”.

15 (c) INSPECTOR GENERAL INVESTIGATIONS OF UN-
16 DERLYING ALLEGATIONS.—Subsection (d) of such section
17 is amended by striking “subparagraph (A) or (B) of sub-
18 section (c)(2)” and inserting “subparagraph (A), (B), or
19 (C) of subsection (c)(2)”.

20 (d) REPORTS ON INVESTIGATIONS.—Subsection (e)
21 of such section is amended—

22 (1) in paragraph (1)—

23 (A) by striking “subsection (c)(3)(E)” both
24 places it appears and inserting “subsection
25 (c)(4)(E)”;

1 (B) by striking “the Secretary of Defense”
2 and inserting “the Secretary of the military de-
3 partment concerned”;

4 (C) by striking “to the Secretary,” and in-
5 serting “to such Secretary,”;

6 (2) in paragraph (3), by striking “the Secretary
7 of Defense” and inserting “the Secretary of the mili-
8 tary department concerned”;

9 (3) in paragraph (4), by striking the second
10 sentence and inserting the following new sentence:
11 “The report shall include an explicit determination
12 as to whether a personnel action prohibited by sub-
13 section (b) has occurred and a recommendation as to
14 the disposition of the complaint, including appro-
15 priate corrective action for the member.”.

16 (e) ACTION IN CASE OF VIOLATIONS.—Section 1034
17 of title 10, United States Code, is further amended—

18 (1) by redesignating subsections (i) and (j), as
19 redesignated by section 525(b) of this Act, as sub-
20 sections (k) and (l), respectively; and

21 (2) by inserting after subsection (h), as added
22 by section 525(b), the following new subsection:

23 “(i) ACTION IN CASE OF VIOLATIONS.—(1) If an In-
24 spector General reports under subsection (e) that a per-
25 sonnel action prohibited by subsection (b) has occurred,

1 not later than 30 days after receiving such report from
2 the Inspector General, the Secretary of Homeland Secu-
3 rity or the Secretary of the military department concerned,
4 as applicable, shall order such action as is necessary to
5 correct the record of a personnel action prohibited by sub-
6 section (b), taking into account the recommendations in
7 the report by the Inspector General. Such Secretary shall
8 take any appropriate disciplinary action against the indi-
9 vidual who committed such prohibited personnel action.

10 “(2) If the Secretary of Homeland Security or the
11 Secretary of the military department concerned, as appli-
12 cable, determines that an order for corrective or discipli-
13 nary action is not appropriate, not later than 30 days after
14 making the determination, such Secretary shall—

15 “(A) provide to the Secretary of Defense, the
16 Committees on Armed Services of the Senate and
17 the House of Representatives, and the member or
18 former member, a notice of the determination and
19 the reasons for not taking action; and

20 “(B) refer the report to the appropriate board
21 for the correction of military records for further re-
22 view under subsection (g).”.

23 (f) CORRECTION OF RECORDS.—Subsection (f) of
24 such section is amended—

1 (1) in paragraph (2)(C), by striking “may” and
2 inserting “upon the request of the member or former
3 member, after an initial determination that a com-
4 plaint is not frivolous and has not previously been
5 addressed by the board, shall”; and

6 (2) in paragraph (3)—

7 (A) in the matter preceding subparagraph
8 (A), by striking “board elects to hold” and in-
9 serting “board holds”; and

10 (B) in subparagraph (A)—

11 (i) by striking “may be provided” and
12 inserting “shall be provided”; and

13 (ii) in clause (ii), by striking “the case
14 is unusually complex or otherwise re-
15 quires” and inserting “the member or
16 former member would benefit from”.

17 (g) BURDENS OF PROOF.—Such section is further
18 amended by inserting after subsection (i), as added by
19 subsection (e) of this section, the following new subsection:

20 “(j) BURDENS OF PROOF.—The burdens of proof
21 specified in section 1221(e) of title 5 shall apply in any
22 investigation conducted by an Inspector General, and any
23 review conducted by the Secretary of Defense, the Sec-
24 retary of Homeland Security, and any board for the cor-
25 rection of military records, under this section.”.

1 (h) EFFECTIVE DATE.—The amendments made by
2 this section shall take effect on the date that is 30 days
3 after the date of the enactment of this Act, and shall apply
4 with respect to allegations pending or submitted under
5 section 1034 of title 10, United States Code, on or after
6 that date.

7 **SEC. 528. APPLICABILITY OF MEDICAL EXAMINATION RE-**
8 **QUIREMENT REGARDING POST-TRAUMATIC**
9 **STRESS DISORDER OR TRAUMATIC BRAIN IN-**
10 **JURY TO PROCEEDINGS UNDER THE UNI-**
11 **FORM CODE OF MILITARY JUSTICE.**

12 Section 1177 of title 10, United States Code, is
13 amended by striking subsection (c).

14 **SEC. 529. PROTECTION OF THE RELIGIOUS FREEDOM OF**
15 **MILITARY CHAPLAINS TO CLOSE A PRAYER**
16 **OUTSIDE OF A RELIGIOUS SERVICE ACCORD-**
17 **ING TO THE TRADITIONS, EXPRESSIONS, AND**
18 **RELIGIOUS EXERCISES OF THE ENDORSING**
19 **FAITH GROUP.**

20 (a) UNITED STATES ARMY.—Section 3547 of title
21 10, United States Code, is amended by adding at the end
22 the following new subsection:

23 “(c) If called upon to lead a prayer outside of a reli-
24 gious service, a chaplain shall have the prerogative to close

1 the prayer according to the traditions, expressions, and
2 religious exercises of the endorsing faith group.”.

3 (b) UNITED STATES MILITARY ACADEMY.—Section
4 4337 of such title is amended—

5 (1) by inserting “(a)” before “There”; and

6 (2) by adding at the end the following new sub-
7 section:

8 “(b) If called upon to lead a prayer outside of a reli-
9 gious service, the Chaplain shall have the prerogative to
10 close the prayer according to the traditions, expressions,
11 and religious exercises of the endorsing faith group.”.

12 (c) UNITED STATES NAVY AND MARINE CORPS.—
13 Section 6031 of such title is amended by adding at the
14 end the following new subsection:

15 “(d) If called upon to lead a prayer outside of a reli-
16 gious service, a chaplain shall have the prerogative to close
17 the prayer according to the traditions, expressions, and
18 religious exercises of the endorsing faith group.”.

19 (d) UNITED STATES AIR FORCE.—Section 8547 of
20 such title is amended by adding at the end the following
21 new subsection:

22 “(c) If called upon to lead a prayer outside of a reli-
23 gious service, a chaplain shall have the prerogative to close
24 the prayer according to the traditions, expressions, and
25 religious exercises of the endorsing faith group.”.

1 (e) UNITED STATES AIR FORCE ACADEMY.—Section
2 9337 of such title is amended—

3 (1) by inserting “(a)” before “There”; and

4 (2) by adding at the end the following new sub-
5 section:

6 “(b) If called upon to lead a prayer outside of a reli-
7 gious service, the Chaplain shall have the prerogative to
8 close the prayer according to the traditions, expressions,
9 and religious exercises of the endorsing faith group.”.

10 **SEC. 530. EXPANSION AND IMPLEMENTATION OF PROTEC-**
11 **TION OF RIGHTS OF CONSCIENCE OF MEM-**
12 **BERS OF THE ARMED FORCES AND CHAP-**
13 **LAINS OF SUCH MEMBERS.**

14 (a) ACCOMMODATION OF MEMBERS’ BELIEFS, AC-
15 TIONS, AND SPEECH.—Subsection (a)(1) of section 533
16 of the National Defense Authorization Act for Fiscal Year
17 2013 (Public Law 112–239; 126 Stat. 1727; 10 U.S.C.
18 prec. 1030 note) is amended—

19 (1) by striking “The Armed Forces shall ac-
20 commodate the beliefs” and inserting “Except in
21 cases of military necessity, the Armed Forces shall
22 accommodate the beliefs, actions, and speech”; and

23 (2) by inserting “, actions, or speech” after
24 “such beliefs”.

1 (b) NARROW EXCEPTION.—Subsection (a)(2) of such
2 section is amended by striking “that threaten” and insert-
3 ing “that actually harm”.

4 (c) DEADLINE FOR REGULATIONS; CONSULTA-
5 TION.—The implementation regulations required by sub-
6 section (c) of such section shall be issued not later than
7 120 days after the date of the enactment of this Act. In
8 preparing such regulations, the Secretary of Defense shall
9 consult with the official military faith-group representa-
10 tives who endorse military chaplains.

11 **SEC. 530A. SERVICEMEMBERS’ ACCOUNTABILITY, RIGHTS,**
12 **AND RESPONSIBILITIES TRAINING.**

13 (a) RESPONSIBILITIES OF SECRETARY OF DE-
14 FENSE.—

15 (1) IN GENERAL.—The Secretary of Defense,
16 acting through the Secretaries of the military de-
17 partments, shall ensure that all members of the
18 Armed Forces understand and comply with the
19 rights and responsibilities specified in subsections
20 (b) and (c).

21 (2) IMPLEMENTATION.—The Secretary of De-
22 fense shall have discretion regarding the manner in
23 which this information will be disseminated to mem-
24 bers, except that, at a minimum, the Secretary shall
25 require acknowledgment of these rights and respon-

1 sibilities by a member at these occurrences during
2 the military service of the member:

3 (A) Recruitment.

4 (B) Enlistment and reenlistment.

5 (C) Commissioning.

6 (D) Promotion in rank.

7 (E) Selection for command.

8 (b) MEMBER RIGHTS.—Each member of the Armed
9 Forces has the following rights:

10 (1) To a workplace and battlespace free from
11 the threat of sexual violence, including harassment,
12 abuse, assault, and rape.

13 (2) To have every instance of illegal activity ap-
14 propriately investigated. Law enforcement agencies
15 will investigate every allegation of criminal behavior,
16 and commanders will respond appropriately to every
17 report of wrongdoing.

18 (3) To make a restricted or unrestricted report
19 of a sex-based criminal act. Victims will have access
20 to vital services whether they pursue an investigation
21 or not.

22 (4) To use any and all reporting and prosecu-
23 tion avenues to pursue an allegation of sexual as-
24 sault.

1 (5) To not face retaliation for reporting a
2 criminal offense or harmful behavior.

3 (c) MEMBER RESPONSIBILITIES.—Each member of
4 the Armed Forces has the following responsibilities:

5 (1) To responsibly intervene in any situation
6 that involves the presence or threat of criminal be-
7 havior.

8 (2) To never leave another member behind in a
9 situation of risk to self or others, on the battlefield
10 or anywhere else.

11 (3) To immediately report observation or knowl-
12 edge of criminal behavior to appropriate officials.

13 **SEC. 530B. INSPECTOR GENERAL OF THE DEPARTMENT OF**
14 **DEFENSE REVIEW OF SEPARATION OF MEM-**
15 **BERS OF THE ARMED FORCES WHO MADE UN-**
16 **RESTRICTED REPORTS OF SEXUAL ASSAULT.**

17 (a) REVIEW REQUIRED.—The Inspector General of
18 the Department of Defense shall conduct a review—

19 (1) to identify all members of the Armed Forces
20 who, since January 1, 2002, were separated from
21 the Armed Forces after making an unrestricted re-
22 port of sexual assault;

23 (2) to determine the circumstances of and
24 grounds for each such separation, including—

1 (A) whether the separation was in retalia-
2 tion for or influenced by the identified member
3 making an unrestricted report of sexual assault;
4 and

5 (B) whether the identified member re-
6 quested an appeal; and

7 (3) if an identified member was separated on
8 the grounds of having a personality or adjustment
9 disorder, to determine whether the separation was
10 carried out in compliance with Department of De-
11 fense Instruction 1332.14 and any other applicable
12 Department of Defense regulations, directives, and
13 policies.

14 (b) SUBMISSION OF RESULTS AND RECOMMENDA-
15 TIONS.—Not later than 180 days after the date of the en-
16 actment of this Act, the Inspector General of the Depart-
17 ment of Defense shall submit to the Committees on Armed
18 Services of the Senate and the House of Representatives
19 the results of the review conducted under subsection (a),
20 including such recommendations as the Inspector General
21 of the Department of Defense considers necessary.

1 **SEC. 530C. REPORT ON DATA AND INFORMATION COL-**
2 **LECTED IN CONNECTION WITH DEPARTMENT**
3 **OF DEFENSE REVIEW OF LAWS, POLICIES,**
4 **AND REGULATIONS RESTRICTING SERVICE**
5 **OF FEMALE MEMBERS OF THE ARMED**
6 **FORCES.**

7 (a) **REPORT REQUIRED.**—Not later than 30 days
8 after the date of the enactment of this Act, the Secretary
9 of Defense shall submit to the Committees on Armed Serv-
10 ices of the Senate and the House of Representatives a re-
11 port containing the specific results and data produced dur-
12 ing the research programs, tests, surveys, consultant re-
13 ports, assessments, and similar projects conducted to com-
14 ply with the requirement of section 535 of the Ike Skelton
15 National Defense Authorization Act for Fiscal Year 2011
16 (Public Law 111–383; 124 Stat. 4217) to review laws,
17 policies, and regulations that may restrict the service of
18 female members of the Armed Forces.

19 (b) **PUBLIC AVAILABILITY.**—Subject to subsection
20 (c), the Secretary of Defense shall make the report re-
21 quired by subsection (a) publically available.

22 (c) **RULE OF CONSTRUCTION.**—Nothing in this sec-
23 tion shall be construed as a request or authority for the
24 Secretary of Defense to provide in the report required by
25 subsection (a) any personal information that would iden-
26 tify, or violate the privacy of, members of the Armed

1 Forces, including members who participated in the re-
2 search programs, tests, surveys, reports, assessments, and
3 similar projects conducted regarding the possible future
4 assignments of female members of the Armed Forces.

5 **SEC. 530D. SENSE OF CONGRESS REGARDING THE WOMEN**
6 **IN SERVICE IMPLEMENTATION PLAN.**

7 (a) FINDINGS.—Congress makes the following find-
8 ings:

9 (1) In February 2012, the Secretary of Defense
10 notified Congress of the intent of the Secretary to
11 rescind the co-location restriction and to implement
12 policy exceptions to allow female members of the
13 Armed Forces to be assigned to specified positions
14 in ground combat units at the battalion level.

15 (2) On January 24, 2013, the Secretary of De-
16 fense and the Joint Chiefs of Staff issued guidance
17 to rescind the direct combat exclusion rule for fe-
18 male members of the Armed Forces and eliminate
19 all unnecessary gender-based barriers to service in
20 the Armed Forces.

21 (3) The Secretaries of the military departments
22 were required to develop and submit their plans for
23 implementation of the rescission of the direct combat
24 exclusion rule by May 15, 2013.

1 (4) As of 2013, there are approximately
2 202,000 female members of the Armed Forces, ap-
3 proximately 20,000 female members have served in
4 Iraq and Afghanistan, and more than 60 female
5 members have been killed in combat.

6 (b) SENSE OF CONGRESS.—It is the sense of Con-
7 gress that the Secretaries of the military departments—

8 (1) no later than September 2015, should de-
9 velop, review, and validate individual occupational
10 standards, using validated gender-neutral occupa-
11 tional standards, so as to assess and assign members
12 of the Armed Forces to units, including Special Op-
13 erations Forces; and

14 (2) no later than January 1, 2016, should com-
15 plete all assessments.

16 **SEC. 530E. MEETINGS WITH RESPECT TO RELIGIOUS LIB-**
17 **ERTY.**

18 (a) NOTICE.—

19 (1) IN GENERAL.—The Department of Defense
20 shall provide to the Committee on Armed Services of
21 the House of Representatives and the Committee on
22 Armed Services of the Senate advance written notice
23 of any meeting to be held between Department em-
24 ployees and civilians for the purpose of writing, re-
25 vising, issuing, implementing, enforcing, or seeking

1 advice, input, or counsel regarding military policy re-
2 lated to religious liberty.

3 (2) CONTENTS OF NOTICE.—Notice provided
4 under paragraph (1) shall include information on the
5 time, date, location, and anticipated attendees of the
6 meeting and information on who initiated the meet-
7 ing.

8 (3) VERBAL NOTICE.—If a meeting to which
9 this subsection applies is scheduled less than 24
10 hours in advance of the meeting, the notice require-
11 ment under paragraph (1) may be satisfied by a
12 phone call if Committee staff provide verbal con-
13 firmation of receipt of the notice.

14 (b) REPORTS.—Not later than 72 hours after the
15 conclusion of a meeting to which subsection (a) applies,
16 the Secretary of Defense shall submit to the Committee
17 on Armed Services of the House of Representatives and
18 the Committee on Armed Services of the Senate a report
19 on the meeting, which shall include information on the
20 time, date, location, duration, and attendees of the meet-
21 ing and information on who initiated the meeting.

1 **SEC. 530F. PROOF OF PERIOD OF MILITARY SERVICE FOR**
2 **PURPOSES OF INTEREST RATE LIMITATION**
3 **UNDER THE SERVICEMEMBERS CIVIL RELIEF**
4 **ACT.**

5 Section 207(b)(1) of the Servicemembers Civil Relief
6 Act (50 U.S.C. App. 527(b)(1)) is amended by inserting
7 after “calling the servicemember to military service” the
8 following: “, or other appropriate indicator of military
9 service, including a certified letter from a commanding of-
10 ficer or information from the Defense Manpower Database
11 Center,”.

12 **SEC. 530G. POLICY ON MILITARY RECRUITMENT AND EN-**
13 **LISTMENT OF GRADUATES OF SECONDARY**
14 **SCHOOLS.**

15 (a) **CONDITIONS ON USE OF TEST, ASSESSMENT, OR**
16 **SCREENING TOOLS.**—In the case of any test, assessment,
17 or screening tool utilized under the policy on recruitment
18 and enlistment required by subsection (b) of section 532
19 of the National Defense Authorization Act for Fiscal Year
20 2012 (Public Law 112–81; 125 Stat. 1403; 10 U.S.C. 503
21 note) for the purpose of identifying persons for recruit-
22 ment and enlistment in the Armed Forces, the Secretary
23 of Defense shall—

24 (1) implement a means for ensuring that grad-
25 uates of a secondary school (as defined in section
26 9101(38) of the Elementary and Secondary Edu-

1 cation Act of 1965 (20 U.S.C. 7801(38)), including
2 all persons described in subsection (a)(2) of section
3 532 of the National Defense Authorization Act for
4 Fiscal Year 2012, are required to meet the same
5 standard on the test, assessment, or screening tool;
6 and

7 (2) use uniform testing requirements and grad-
8 ing standards.

9 (b) **RULE OF CONSTRUCTION.**—Nothing in section
10 532(b) of the National Defense Authorization Act for Fis-
11 cal Year 2012 or this section shall be construed to permit
12 the Secretary of Defense or the Secretary of a military
13 department to create or use a different grading standard
14 on any test, assessment, or screening tool utilized for the
15 purpose of identifying graduates of a secondary school (as
16 defined in section 9101(38) of the Elementary and Sec-
17 ondary Education Act of 1965 (20 U.S.C. 7801(38)), in-
18 cluding all persons described in subsection (a)(2) of sec-
19 tion 532 of the National Defense Authorization Act for
20 Fiscal Year 2012, for recruitment and enlistment in the
21 Armed Forces.

1 **SEC. 530H. COMPTROLLER GENERAL REPORT ON USE OF**
2 **DETERMINATION OF PERSONALITY DIS-**
3 **ORDER OR ADJUSTMENT DISORDER AS BASIS**
4 **TO SEPARATE MEMBERS FROM THE ARMED**
5 **FORCES.**

6 Not later than 180 days after the date of the enact-
7 ment of this Act, the Comptroller General of the United
8 States shall submit to the Committees on Armed Services
9 of the Senate and the House of Representatives a report
10 evaluating—

11 (1) the use by the Secretaries of the military
12 departments, since January 1, 2007, of the author-
13 ity to separate members of the Armed Forces from
14 the Armed Forces due of unfitness for duty because
15 of a mental condition not amounting to disability,
16 including separation on the basis of a personality
17 disorder or adjustment disorder and the total num-
18 ber of members separated on such basis;

19 (2) the extent to which the Secretaries failed to
20 comply with regulatory requirements in separating
21 members of the Armed Forces on the basis of a per-
22 sonality or adjustment disorder; and

23 (3) the impact of such a separation on the abil-
24 ity of veterans so separated to access service-con-
25 nected disability compensation, disability severance
26 pay, and disability retirement pay.

1 **Subtitle D—Military Justice, In-**
2 **cluding Sexual Assault Preven-**
3 **tion and Response**

4 **SEC. 531. LIMITATIONS ON CONVENING AUTHORITY DIS-**
5 **CRETION REGARDING COURT-MARTIAL FIND-**
6 **INGS AND SENTENCE.**

7 (a) **ELIMINATION OF UNLIMITED COMMAND PRE-**
8 **ROGATIVE AND DISCRETION.**—Paragraph (1) of section
9 860(c) of title 10, United States Code (article 60(c) of
10 the Uniform Code of Military Justice) is amended by
11 striking the first sentence.

12 (b) **LIMITATIONS ON DISCRETION REGARDING**
13 **COURT-MARTIAL FINDINGS.**—Paragraph (3) of section
14 860(c) of title 10, United States Code (article 60(c) of
15 the Uniform Code of Military Justice) is amended to read
16 as follows:

17 “(3)(A) Action on the findings of a court-martial by
18 the convening authority or by another person authorized
19 to act under this section is not required.

20 “(B) If the convening authority or another person au-
21 thorized to act under this section acts on the findings of
22 a court-martial, the convening authority or other person
23 may not—

1 “(i) dismiss any charge or specification, other
2 than a charge or specification for a qualifying of-
3 fense, by setting aside a finding of guilty thereto; or

4 “(ii) change a finding of guilty to a charge or
5 specification, other than a charge or specification for
6 a qualifying offense, to a finding of guilty to an of-
7 fense that is a lesser included offense of the offense
8 stated in the charge or specification.

9 “(C) If the convening authority or another person au-
10 thorized to act under this section acts on the findings to
11 dismiss or change any charge or specification for a quali-
12 fying offense, the convening authority or other person
13 shall provide, at that same time, a written explanation of
14 the reasons for such action. The written explanation shall
15 be made a part of the record of the trial and action there-
16 on.

17 “(D)(i) In this paragraph, the term ‘qualifying of-
18 fense’ means, except in the case of an offense specified
19 in clause (ii), an offense under this chapter for which—

20 “(I) the maximum sentence of confinement that
21 may be adjudged does not exceed two years; and

22 “(II) the sentence adjudged does not include
23 dismissal, a dishonorable or bad-conduct discharge,
24 or confinement for more than six months.

25 “(ii) Such term does not include the following:

1 “(I) An offense under section 920 of this title
2 (article 120).

3 “(II) An offense under section 928 of this title
4 (article 128), if such offense consisted of assault
5 consummated by battery upon child under 16 years
6 of age.

7 “(III) An offense under section 934 of this title
8 (article 134), if such offense consisted of indecent
9 language communicated to child under the age of 16
10 years.

11 “(IV) Such other offenses as the Secretary of
12 Defense may exclude by regulation.”.

13 (c) LIMITATIONS ON DISCRETION TO MODIFY AN AD-
14 JUDGED SENTENCE.—Section 860(c) of title 10, United
15 States Code (article 60(c) of the Uniform Code of Military
16 Justice) is amended—

17 (1) in paragraph (2), by striking “The con-
18 vening authority” and inserting the following:

19 “(B) Except as provided in paragraph (4), the con-
20 vening authority”; and

21 (2) by adding at the end the following new
22 paragraph:

23 “(4)(A) Except as provided in subparagraphs (B)
24 and (C), the convening authority or another person au-
25 thorized to act under this section may not modify an ad-

1 judged sentence of confinement or a punitive discharge or
2 disapprove, commute, or suspend an adjudged sentence of
3 confinement or a punitive discharge in whole or in part.

4 “(B)(i) Upon the recommendation of the trial coun-
5 sel, the convening authority or another person authorized
6 to act under this section shall have the authority to impose
7 a sentence below a level established by statute as a min-
8 imum sentence, to impose a sentence of confinement below
9 the adjudged confinement sentence, or to disapprove, com-
10 mute, or suspend the adjudged sentence in whole or in
11 part in recognition of the substantial assistance by the ac-
12 cused in the investigation or prosecution of another person
13 who has committed an offense.

14 “(ii) If a mandatory minimum sentence exists for a
15 charge, the convening authority or another person author-
16 ized to act under this section may not modify an adjudged
17 sentence to reduce the sentence to less than the mandatory
18 minimum sentence or disapprove, commute, or suspend
19 the adjudged mandatory minimum sentence in whole or
20 in part. This limitation does not restrict the discretion of
21 the convening authority or another person authorized to
22 act under this section to modify, disapprove, commute, or
23 suspend any portion of the adjudged sentence that is in
24 addition to the mandatory minimum sentence.

1 “(C) In addition, if a mandatory minimum sentence
2 does not exist for a charge and a pre-trial agreement has
3 been entered into by the convening authority and the ac-
4 cused, as authorized by Rule for Court-Martial 705, the
5 convening authority or another person authorized to act
6 under this section may take action to reduce, dismiss, or
7 suspend an adjudged sentence of confinement in whole or
8 in part pursuant to the terms of the pre-trial agreement.”.

9 (d) EXPLANATION FOR ANY DECISION DIS-
10 APPROVING, COMMUTING, OR SUSPENDING COURT-MAR-
11 TIAL SENTENCE.—Section 860(c)(2) of title 10, United
12 States Code (article 60(c)(2) of the Uniform Code of Mili-
13 tary Justice), as amended by subsection (c)(1), is further
14 amended—

15 (1) by inserting “(A)” after “(2)”; and

16 (2) by adding at the end the following new sub-
17 paragraph:

18 “(C) If the convening authority or another person au-
19 thorized to act under this section acts to disapprove, com-
20 mute, or suspend the sentence in whole or in part, the
21 convening authority or other person shall provide, at that
22 same time, a written explanation of the reasons for such
23 action. The written explanation shall be made a part of
24 the record of the trial and action thereon.”.

1 (e) CONFORMING AMENDMENT TO OTHER AUTHOR-
2 ITY FOR CONVENING AUTHORITY TO SUSPEND SEN-
3 TENCE.—Section 871(d) of such title (article 71(d) of the
4 Uniform Code of Military Justice) is amended by adding
5 at the end the following new sentence: “Paragraphs (2)
6 and (4) of subsection (c) of section 860 of this title (article
7 60) shall apply to any decision by the convening authority
8 or such person to suspend the execution of any sentence
9 or part thereof under this subsection.”.

10 (f) EFFECTIVE DATE.—The amendments made by
11 this section shall take effect 180 days after the date of
12 the enactment of this Act and shall apply with respect to
13 findings and sentences of courts-martial reported to con-
14 vening authorities under section 860 of title 10, United
15 States Code (article 60 of the Uniform Code of Military
16 Justice), as amended by this section, on or after that ef-
17 fective date.

18 **SEC. 532. ELIMINATION OF FIVE-YEAR STATUTE OF LIMITA-**
19 **TIONS ON TRIAL BY COURT-MARTIAL FOR AD-**
20 **DITIONAL OFFENSES INVOLVING SEX-RE-**
21 **LATED CRIMES.**

22 (a) INCLUSION OF ADDITIONAL OFFENSES.—Section
23 843(a) of title 10, United States Code (article 43(a) of
24 the Uniform Code of Military Justice) is amended by

1 striking “rape, or rape of a child” and inserting “rape
2 or sexual assault, or rape or sexual assault of a child”.

3 (b) CONFORMING AMENDMENT.—Section
4 843(b)(2)(B)(i) of title 10, United States Code (article
5 43(b)(2)(B)(i) of the Uniform Code of Military Justice)
6 is amended by inserting before the period at the end the
7 following: “, unless the offense is covered by subsection
8 (a)”.

9 (c) EFFECTIVE DATE.—The amendments made by
10 this section shall take effect on the date of the enactment
11 of this Act, and shall apply with respect to an offense cov-
12 ered by section 920(b) or 920b(b) of title 10, United
13 States Code (article 120(b) or 120b(b) of the Uniform
14 Code of Military Justice) that is committed on or after
15 that date.

16 **SEC. 533. DISCHARGE OR DISMISSAL FOR CERTAIN SEX-RE-**
17 **LATED OFFENSES AND TRIAL OF OFFENSES**
18 **BY GENERAL COURTS-MARTIAL.**

19 (a) MANDATORY DISCHARGE OR DISMISSAL RE-
20 QUIRED.—

21 (1) IMPOSITION.—Section 856 of title 10,
22 United States Code (article 56 of the Uniform Code
23 of Military Justice) is amended—

24 (A) by inserting “(a)” before “The punish-
25 ment”; and

1 (B) by adding at the end the following new
2 subsection:

3 “(b)(1) While a person subject to this chapter who
4 is found guilty of an offense specified in paragraph (2)
5 shall be punished as a general court-martial may direct,
6 such punishment must include, at a minimum, dismissal
7 or dishonorable discharge.

8 “(2) Paragraph (1) applies to the following offenses:

9 “(A) An offense in violation of subsection (a) or
10 (b) of section 920 (article 120(a) or (b)).

11 “(B) Forcible sodomy under section 925 of this
12 title (article 125).

13 “(C) An attempt to commit an offense specified
14 in subparagraph (A) or (B) that is punishable under
15 section 880 of this title (article 80).”.

16 (2) CLERICAL AMENDMENTS.—

17 (A) SECTION HEADING.—The heading of
18 such section is amended to read as follows:

19 “§ 856. Art. 56. Maximum and minimum limits”.

20 (B) TABLE OF SECTIONS.—The table of
21 sections at the beginning of subchapter VIII of
22 chapter 47 of such title is amended by striking
23 the item relating to section 856 and inserting
24 the following new item:

“856. Art 56. Maximum and minimum limits.”.

1 (b) JURISDICTION LIMITED TO GENERAL COURTS-
2 MARTIAL.—Section 818 of title 10, United States Code
3 (article 18 of the Uniform Code of Military Justice) is
4 amended—

5 (1) by inserting “(a)” before the first sentence;

6 (2) in the third sentence, by striking “However,
7 a general court-martial” and inserting the following:

8 “(b) A general court-martial”; and

9 (3) by adding at the end the following new sub-
10 section:

11 “(c) Consistent with sections 819, 820, and 856(b)
12 of this title (articles 19, 20, and 56(b)), only general
13 courts-martial have jurisdiction over an offense specified
14 in section 856(b)(2) of this title (article 56(b)(2)).”.

15 (c) ADDITIONAL DUTIES FOR INDEPENDENT PAN-
16 ELS.—

17 (1) RESPONSE SYSTEMS PANEL.—The inde-
18 pendent panel established by the Secretary of De-
19 fense under subsection (a)(1) of section 576 of the
20 National Defense Authorization Act for Fiscal Year
21 2013 (Public Law 112–239; 126 Stat. 1758) shall
22 assess the appropriateness of statutorily mandated
23 minimum sentencing provisions for additional of-
24 fenses under the Uniform Code of Military Justice.

25 The panel shall include the results of the assessment

1 in the report required by subsection (c)(1) of such
2 section.

3 (2) JUDICIAL PROCEEDINGS PANEL.—The inde-
4 pendent panel established by the Secretary of De-
5 fense under subsection (a)(2) of section 576 of the
6 National Defense Authorization Act for Fiscal Year
7 2013 (Public Law 112–239; 126 Stat. 1758) shall
8 assess the implementation and effect of the manda-
9 tory minimum sentences established by section
10 856(b) of title 10, United States Code (article 56(b)
11 of the Uniform Code of Military Justice), as added
12 by subsection (a) of this section. The panel shall in-
13 clude the results of the assessment in one of the re-
14 ports required by subsection (c)(2)(B) of such sec-
15 tion 576.

16 (d) EFFECTIVE DATE.—The amendments made by
17 this section shall take effect 180 days after the date of
18 the enactment of this Act, and apply to offenses specified
19 in section 856(b)(2) of title 10, United States Code (arti-
20 cle 56(b)(2) of the Uniform Code of Military Justice), as
21 added by subsection (a)(1), committed after that date.

1 **SEC. 534. REGULATIONS REGARDING CONSIDERATION OF**
2 **APPLICATION FOR PERMANENT CHANGE OF**
3 **STATION OR UNIT TRANSFER BY VICTIMS OF**
4 **SEXUAL ASSAULT.**

5 Section 673(b) of title 10, United States Code, is
6 amended by striking “The Secretaries of the military de-
7 partments” and inserting “The Secretary concerned”.

8 **SEC. 535. CONSIDERATION OF NEED FOR, AND AUTHORITY**
9 **TO PROVIDE FOR, TEMPORARY ADMINISTRA-**
10 **TIVE REASSIGNMENT OR REMOVAL OF A**
11 **MEMBER ON ACTIVE DUTY WHO IS ACCUSED**
12 **OF COMMITTING A SEXUAL ASSAULT OR RE-**
13 **LATED OFFENSE.**

14 (a) IN GENERAL.—Chapter 39 of title 10, United
15 States Code, is amended by inserting after section 673 the
16 following new section:

17 **“§ 674. Temporary administrative reassignment or re-**
18 **moval of a member on active duty ac-**
19 **cused of committing a sexual assault or**
20 **related offense**

21 “(a) GUIDANCE FOR TIMELY CONSIDERATION AND
22 ACTION.—The Secretary concerned may provide guidance,
23 within guidelines provided by the Secretary of Defense, for
24 commanders regarding their authority to make a timely
25 determination, and to take action, regarding whether a
26 member of the armed forces serving on active duty who

1 is alleged to have committed a sexual assault or other sex-
2 related offense covered by section 920, 920a, 920b, or
3 920c of this title (article 120, 120a, 120b, or 120c of the
4 Uniform Code of Military Justice) should be temporarily
5 reassigned or removed from a position of authority or as-
6 signment, not as a punitive measure, but solely for the
7 purpose of maintaining good order and discipline within
8 the member's unit.

9 “(b) TIME FOR DETERMINATIONS.—A determination
10 described in subsection (a) may be made at any time after
11 receipt of notification of an unrestricted report of a sexual
12 assault or other sex-related offense that identifies the
13 member as an alleged perpetrator.”.

14 (b) CLERICAL AMENDMENT.—The table of sections
15 at the beginning of such chapter is amended by inserting
16 after the item relating to section 673 the following new
17 item:

“674. Temporary administrative reassignment or removal of a member on active
duty accused of committing a sexual assault or related of-
fense.”.

18 (c) ADDITIONAL TRAINING REQUIREMENT FOR COM-
19 MANDERS.—The Secretary of Defense shall provide for in-
20 clusion of information and discussion regarding the avail-
21 ability and use of the authority provided by section 674
22 of title 10, United States Code, as added by subsection
23 (a), as part of the training for new and prospective com-
24 manders at all levels of command required by section

1 585(b) of the National Defense Authorization Act for Fis-
2 cal Year 2012 (Public Law 112–81; 10 U.S.C. 1561 note).

3 **SEC. 536. VICTIMS’ COUNSEL FOR VICTIMS OF SEX-RE-**
4 **LATED OFFENSES AND RELATED PROVI-**
5 **SIONS.**

6 (a) DESIGNATION AND DUTIES.—

7 (1) IN GENERAL.—Chapter 53 of title 10,
8 United States Code, is amended by inserting after
9 section 1044d the following new section:

10 **“§ 1044e. Victims’ Counsel for victims of sex-related**
11 **offenses**

12 “(a) DESIGNATION; PURPOSES.—The Secretary con-
13 cerned shall designate legal counsel (to be known as ‘Vic-
14 tims’ Counsel’) for the purpose of providing legal assist-
15 ance to an individual eligible for military legal assistance
16 under section 1044 of this title who is the victim of an
17 alleged sex-related offense, regardless of whether the re-
18 port of that offense is restricted or unrestricted.

19 “(b) TYPES OF LEGAL ASSISTANCE AUTHORIZED.—
20 The types of legal assistance authorized by subsection (a)
21 include the following:

22 “(1) Legal consultation regarding potential
23 criminal liability of the victim stemming from or in
24 relation to the circumstances surrounding the al-

1 leged sex-related offense and the victim’s right to
2 seek military defense services.

3 “(2) Legal consultation regarding the Victim
4 Witness Assistance Program, including—

5 “(A) the rights and benefits afforded the
6 victim;

7 “(B) the role of the Victim Witness Assist-
8 ance Program liaison and what privileges do or
9 do not exist between the victim and the liaison;
10 and

11 “(C) the nature of communication made to
12 the liaison in comparison to communication
13 made to a Victims’ Counsel or a legal assistance
14 attorney under section 1044 of this title.

15 “(3) Legal consultation regarding the respon-
16 sibilities and support provided to the victim by the
17 Sexual Assault Response Coordinator, a unit or in-
18 stallation Sexual Assault Victim Advocate or domes-
19 tic abuse advocate, to include any privileges that
20 may exist regarding communications between those
21 persons and the victim.

22 “(4) Legal consultation regarding the potential
23 for civil litigation against other parties (other than
24 the Department of Defense).

1 “(5) Legal consultation regarding the military
2 justice system, including—

3 “(A) the roles and responsibilities of the
4 trial counsel, the defense counsel, and investiga-
5 tors;

6 “(B) any proceedings of the military jus-
7 tice process in which the victim may observe or
8 participate as a witness or other party;

9 “(C) the Government’s authority to compel
10 cooperation and testimony; and

11 “(D) the victim’s responsibility to testify,
12 and other duties to the court.

13 “(6) Accompanying the victim at any pro-
14 ceedings in connection with the reporting, military
15 investigation, and military prosecution of the alleged
16 sex-related offense.

17 “(7) Legal consultation regarding—

18 “(A) services available from appropriate
19 agencies or offices for emotional and mental
20 health counseling and other medical services;

21 “(B) eligibility for and requirements for
22 obtaining any available military and veteran
23 benefits, such as transitional compensation ben-
24 efits found in section 1059 of this title and

1 other State and Federal victims' compensation
2 programs; and

3 “(C) the availability of, and any protec-
4 tions offered by, civilian and military restrain-
5 ing orders.

6 “(8) Legal consultation and assistance in per-
7 sonal civil legal matters in accordance with section
8 1044 of this title.

9 “(9) Such other legal assistance as the Sec-
10 retary of Defense (or, in the case of the Coast
11 Guard, the Secretary of the Department in which
12 the Coast Guard is operating) may authorize in the
13 regulations prescribed under subsection (g).

14 “(c) QUALIFICATIONS.—An individual may not be
15 designated as a Victims' Counsel under this section unless
16 the individual—

17 “(1) meets the qualifications specified in section
18 1044(d)(2) of this title; and

19 “(2) is certified as competent to be designated
20 as a Victims' Counsel by the Judge Advocate Gen-
21 eral of the Armed Force in which the judge advocate
22 is a member or by which the civilian attorney is em-
23 ployed.

24 “(d) ADMINISTRATIVE RESPONSIBILITY.—(1) Con-
25 sistent with the regulations prescribed under subsection

1 (g), the Judge Advocate General (as defined in section
2 801(1) of this title) under the jurisdiction of the Sec-
3 retary, and within the Marine Corps the Staff Judge Ad-
4 vocate to the Commandant of the Marine Corps, is respon-
5 sible for the establishment and supervision of individuals
6 designated as Victims' Counsel.

7 “(2) The Secretary of Defense (and, in the case of
8 the Coast Guard, the Secretary of the Department in
9 which the Coast Guard is operating) shall conduct a peri-
10 odic evaluation of the Victims' Counsel programs operated
11 under this section.

12 “(e) AVAILABILITY OF VICTIMS' COUNSEL.—(1) An
13 individual eligible for military legal assistance under sec-
14 tion 1044 of this title who is the victim of an alleged sex-
15 related offense shall be offered the option of receiving as-
16 sistance from a Victims' Counsel upon report of an alleged
17 sex-related offense or at the time the victim seeks assist-
18 ance from a Sexual Assault Response Coordinator, a Sex-
19 ual Assault Victim Advocate, a military criminal investi-
20 gator, a victim/witness liaison, a trial counsel, a healthcare
21 provider, or any other personnel designated by the Sec-
22 retary concerned for purposes of this subsection.

23 “(2) The assistance of a Victims' Counsel under this
24 subsection shall be available to an individual eligible for
25 military legal assistance under section 1044 of this title

1 regardless of whether the individual elects unrestricted or
2 restricted reporting of the alleged sex-related offense. The
3 individual shall also be informed that the assistance of a
4 Victims' Counsel may be declined, in whole or in part, but
5 that declining such assistance does not preclude the indi-
6 vidual from subsequently requesting the assistance of a
7 Victims' Counsel.

8 “(f) ALLEGED SEX-RELATED OFFENSE DEFINED.—
9 In this section, the term ‘alleged sex-related offense’
10 means any allegation of—

11 “(1) a violation of section 920, 920a, 920b,
12 920c, or 925 of this title (article 120, 120a, 120b,
13 120c, or 125 of the Uniform Code of Military Jus-
14 tice); or

15 “(2) an attempt to commit an offense specified
16 in a paragraph (1) as punishable under section 880
17 of this title (article 80 of the Uniform Code of Mili-
18 tary Justice).

19 “(g) REGULATIONS.—The Secretary of Defense and
20 the Secretary of the Department in which the Coast Guard
21 is operating shall prescribe regulations to carry out this
22 section.”.

23 (2) CLERICAL AMENDMENT.—The table of sec-
24 tions at the beginning of such chapter is amended

1 by inserting after the item relating to section 1044d
2 the following new item:

“1044e. Victims’ Counsel for victims of sex-related offenses.”.

3 (3) CONFORMING AMENDMENTS.—

4 (A) QUALIFICATIONS OF PERSONS PRO-
5 VIDING LEGAL ASSISTANCE.—Section
6 1044(d)(2) of such title is amended by inserting
7 before the period at the end the following:
8 “and, for purposes of service as a Victims’
9 Counsel under section 1044e of this title, meets
10 the additional qualifications specified in sub-
11 section (c)(2) of such section.”.

12 (B) INCLUSION IN DEFINITION OF MILI-
13 TARY LEGAL ASSISTANCE.—Section
14 1044(d)(3)(B) of such title is amended by strik-
15 ing “and 1044d” and inserting “1044d, 1044e,
16 and 1565b(a)(1)(A)”.

17 (C) ACCESS TO LEGAL ASSISTANCE AND
18 SERVICES.—Section 1565b(a)(1)(A) of such
19 title is amended by striking “section 1044” and
20 inserting “sections 1044 and 1044e”.

21 (4) IMPLEMENTATION.—Section 1044e of title
22 10, United States Code, as added by paragraph (1),
23 shall be implemented within six months after the
24 date of the enactment of this Act.

1 (b) ENHANCED TRAINING REQUIREMENT.—The Sec-
2 retary of each military department, and the Secretary of
3 Homeland Security with respect to the Coast Guard when
4 it is not operating as a service in the Department of the
5 Navy, shall implement, consistent with the guidelines pro-
6 vided under section 1044e of title 10, United States Code,
7 as added by subsection (a), in-depth and advanced train-
8 ing for all military and civilian attorneys providing legal
9 assistance under section 1044 or 1044e of such to support
10 victims of alleged sex-related offenses.

11 (c) SECRETARY OF DEFENSE IMPLEMENTATION RE-
12 PORT.—

13 (1) REPORT REQUIRED.—Not later than 90
14 days after the date of the enactment of this Act, the
15 Secretary of Defense, in coordination with the Sec-
16 retary of Homeland Security with respect to the
17 Coast Guard, shall submit to the Committees on
18 Armed Services and Commerce, Science, and Trans-
19 portation of the Senate and the Committees on
20 Armed Services and Transportation and Infrastruc-
21 ture of the House of Representatives a report de-
22 scribing how the Armed Forces will implement the
23 requirements of section 1044e of title 10, United
24 States Code, as added by subsection (a).

1 (2) ADDITIONAL SUBMISSION REQUIREMENT.—

2 The report required by paragraph (1) shall also be
3 submitted to the independent review panel estab-
4 lished by the Secretary of Defense under section
5 576(a)(1) of the National Defense Authorization Act
6 for Fiscal Year 2013 (Public Law 112–239; 126
7 Stat. 1758) and to the Joint Services Committee on
8 Military Justice.

9 (c) ADDITIONAL DUTIES FOR INDEPENDENT PAN-
10 ELS.—

11 (1) RESPONSE SYSTEMS PANEL.—The inde-
12 pendent panel established by the Secretary of De-
13 fense under subsection (a)(1) of section 576 of the
14 National Defense Authorization Act for Fiscal Year
15 2013 (Public Law 112–239; 126 Stat. 1758) shall
16 conduct an assessment regarding whether the roles,
17 responsibilities, and authorities of Victims’ Counsel
18 to provide legal assistance under section 1044e of
19 title 10, United States Code, as added by subsection
20 (a), to victims of alleged sex-related offenses should
21 be expanded to include legal standing to represent
22 the victim during investigative and military justice
23 proceedings in connection with the prosecution of
24 the offense. The panel shall include the results of

1 the assessment in the report required by subsection
2 (c)(1) of such section.

3 (2) JUDICIAL PROCEEDINGS PANEL.—The inde-
4 pendent panel established by the Secretary of De-
5 fense under subsection (a)(2) of section 576 of the
6 National Defense Authorization Act for Fiscal Year
7 2013 (Public Law 112–239; 126 Stat. 1758) shall
8 conduct an assessment of the implementation and
9 effect of section 1044e of title 10, United States
10 Code, as added by subsection (a), and make such
11 recommendations for modification of such section
12 1044e as the panel considers appropriate. The panel
13 shall include the results of the assessment and its
14 recommendations in one of the reports required by
15 subsection (c)(2)(B) of such section 576.

16 **SEC. 537. INSPECTOR GENERAL INVESTIGATION OF ALLE-**
17 **GATIONS OF RETALIATORY PERSONNEL AC-**
18 **TIONS TAKEN IN RESPONSE TO MAKING PRO-**
19 **TECTED COMMUNICATIONS REGARDING SEX-**
20 **UAL ASSAULT.**

21 Section 1034(c)(2)(A) of title 10, United States
22 Code, is amended by striking “sexual harassment or” and
23 inserting “rape, sexual assault, or other sexual misconduct
24 in violation of sections 920 through 920c of this title (arti-

1 cles 120 through 120c of the Uniform Code of Military
2 Justice), sexual harassment, or”.

3 **SEC. 538. SECRETARY OF DEFENSE REPORT ON ROLE OF**
4 **COMMANDERS IN MILITARY JUSTICE PROC-**
5 **ESS.**

6 Not later than 90 days after the date of the enact-
7 ment of this Act, the Secretary of Defense shall submit
8 to the Committees on Armed Services of the Senate and
9 the House of Representatives a report containing—

10 (1) an assessment of the current role and au-
11 thorities of commanders in the administration of
12 military justice and the investigation, prosecution,
13 and adjudication of offenses under the Uniform
14 Code of Military Justice; and

15 (2) a recommendation by the Secretary of De-
16 fense regarding whether the role and authorities of
17 commanders should be further modified or repealed.

18 **SEC. 539. REVIEW AND POLICY REGARDING DEPARTMENT**
19 **OF DEFENSE INVESTIGATIVE PRACTICES IN**
20 **RESPONSE TO ALLEGATIONS OF SEX-RE-**
21 **LATED OFFENSES.**

22 (a) REVIEW.—Not later than 180 days after the date
23 of the enactment of this Act, the Secretary of Defense
24 shall conduct a review of the practices of the military
25 criminal investigative organizations (Army Criminal Inves-

1 tigation Command, Naval Criminal Investigative Service,
2 and Air Force Office of Special Investigation) regarding
3 the investigation of alleged sex-related offenses involving
4 members of the Armed Forces, including the extent to
5 which the military criminal investigative organizations
6 make a recommendation regarding whether an allegation
7 of a sex-related offense appears founded or unfounded.

8 (b) POLICY.—After conducting the review required by
9 subsection (a), the Secretary of Defense shall develop a
10 uniform policy for the Armed Forces, to the extent prac-
11 ticable, regarding the use of case determinations to record
12 the results of the investigation of a sex-related offense.
13 In developing the policy, the Secretary shall consider the
14 feasibility of adopting case determination methods, such
15 as the uniform crime report, used by nonmilitary law en-
16 forcement agencies.

17 (c) SEX-RELATED OFFENSE DEFINED.—In this sec-
18 tion, the term “sex-related offense” includes—

19 (1) any offense covered by section 920, 920a,
20 920b, 920c, or 925 of title 10, United States Code
21 (article 120, 120a, 120b, 120c, or 125 of the Uni-
22 form Code of Military Justice); or

23 (2) an attempt to commit an offense specified
24 in a paragraph (1) as punishable under section 880

1 of such title (article 80 of the Uniform Code of Mili-
2 tary Justice).

3 **SEC. 540. UNIFORM TRAINING AND EDUCATION PROGRAMS**
4 **FOR SEXUAL ASSAULT PREVENTION AND RE-**
5 **SPONSE PROGRAM.**

6 Section 585(a) of the National Defense Authorization
7 Act for Fiscal Year 2012 (Public Law 112–81; 125 Stat.
8 1434; 10 U.S.C. 1561 note) is amended—

9 (1) in paragraph (1)—

10 (A) in the first sentence, by striking “Not
11 later than one year after the date of the enact-
12 ment of this Act, the Secretary of each military
13 department shall develop a curriculum to pro-
14 vide sexual assault prevention and response
15 training and education for members of the
16 Armed Forces under the jurisdiction of the Sec-
17 retary and civilian employees of the military de-
18 partment” and inserting “Not later than June
19 30, 2014, the Secretary of Defense shall de-
20 velop a uniform curriculum to provide sexual
21 assault prevention and response training and
22 education for members of the Armed Forces
23 and civilian employees of the Department of
24 Defense”; and

1 (B) in the second sentence, by inserting
 2 “including lesson plans to achieve core com-
 3 petencies and learning objectives,” after “cur-
 4 rriculum,”; and

5 (2) in paragraph (3)—

6 (A) by striking “CONSISTENT TRAINING.—
 7 The Secretary of Defense shall ensure” and in-
 8 serting “UNIFORM TRAINING.—The Secretary
 9 of Defense shall require”; and

10 (B) by striking “consistent” and inserting
 11 “uniform”.

12 **SEC. 541. DEVELOPMENT OF SELECTION CRITERIA FOR AS-**
 13 **SIGNMENT AS SEXUAL ASSAULT RESPONSE**
 14 **AND PREVENTION PROGRAM MANAGERS,**
 15 **SEXUAL ASSAULT RESPONSE COORDINA-**
 16 **TORS, SEXUAL ASSAULT VICTIM ADVOCATES,**
 17 **AND SEXUAL ASSAULT NURSE EXAMINERS-**
 18 **ADULT/ADOLESCENT.**

19 (a) **QUALIFICATIONS FOR ASSIGNMENT.**—Section
 20 1602(e)(2) of the Ike Skelton National Defense Authoriza-
 21 tion Act for Fiscal Year 2011 (Public Law 111–383; 10
 22 U.S.C. 1561 note; 124 Stat. 4431) is amended—

23 (1) by redesignating subparagraph (B) as sub-
 24 paragraph (C); and

1 (2) by striking subparagraph (A) and inserting
2 the following new subparagraphs:

3 “(A) the qualifications necessary for a
4 member of the Armed Forces or a civilian em-
5 ployee of the Department of Defense to be se-
6 lected for assignment to duty as a Sexual As-
7 sault Response and Prevention Program Man-
8 ager, Sexual Assault Response Coordinator, or
9 Sexual Assault Victim Advocate, whether as-
10 signed to such duty on a full-time or part-time
11 basis;

12 “(B) consistent with section 584(c) of the
13 National Defense Authorization Act for Fiscal
14 Year 2012 (Public Law 112–81; 10 U.S.C.
15 1561 note; 125 Stat. 1433), the training, cer-
16 tification, and status of members of the Armed
17 Forces and civilian employees of the department
18 assigned to duty as Sexual Assault Response
19 and Prevention Program Managers, Sexual As-
20 sault Response Coordinators, and Sexual As-
21 sault Victim Advocates for the Armed Forces;
22 and”.

23 (b) ASSIGNMENT OF SEXUAL ASSAULT NURSE EX-
24 AMINERS-ADULT/ADOLESCENT TO CERTAIN MILITARY
25 UNITS.—

1 (1) ASSIGNMENT TO CERTAIN MILITARY
2 UNITS.—Section 584 of the National Defense Au-
3 thorization Act for Fiscal Year 2012 (Public Law
4 112–81; 10 U.S.C. 1561 note) is amended—

5 (A) by redesignating subsections (c) and
6 (d) as subsections (d) and (e), respectively; and

7 (B) by inserting after subsection (b) the
8 following new subsection (c):

9 “(c) SEXUAL ASSAULT NURSE EXAMINERS-ADULT/
10 ADOLESCENT.—

11 “(1) ASSIGNMENT REQUIREMENTS.—The Sec-
12 retary of each military department shall assign at
13 least one Sexual Assault Nurse Examiner-Adult/Ad-
14 olescent to each brigade or equivalent unit level of
15 each armed force under the jurisdiction of that Sec-
16 retary unless assignment to other units is deter-
17 mined to be more practicable and effective by the
18 Secretary of Defense. The Secretary of the military
19 department concerned may assign additional Sexual
20 Assault Nurse Examiners-Adult/Adolescent as nec-
21 essary based on the demographics or needs of a mili-
22 tary unit. The Secretary of the military department
23 concerned may waive the assignment requirement
24 for a specific unit level if that Secretary determines
25 that compliance will impose an undue burden, except

1 that the Secretary shall notify Congress of each
2 waiver and explain how compliance would impose an
3 undue burden.

4 “(2) ELIGIBLE PERSONS.—On and after Octo-
5 ber 1, 2015, only members of the armed forces and
6 civilian employees of the Department of Defense
7 may be assigned to duty as a Sexual Assault Nurse
8 Examiner-Adult/Adolescent. The Secretary of the
9 military department concerned may satisfy para-
10 graph (1) through the assignment of additional per-
11 sonnel to a unit or by assigning the duties of a Sex-
12 ual Assault Nurse Examiner-Adult/Adolescent to
13 current personnel of the unit, so long as such per-
14 sonnel meet the training and certification require-
15 ments of subsection (d).”.

16 (2) TRAINING AND CERTIFICATION.—Sub-
17 section (d) of such section, as redesignated by para-
18 graph (1)(A), is amended—

19 (A) in paragraph (1), by striking “assigned
20 under subsection (a) and Sexual Assault Victim
21 Advocates assigned under subsection (b)” and
22 inserting “, Sexual Assault Victim Advocates,
23 and Sexual Assault Nurse Examiners-Adult/Ad-
24 olescent assigned under this section”;

1 (B) in paragraph (2), by adding at the end
2 the following new sentence: “In the case of the
3 curriculum and other components of the pro-
4 gram for certification of Sexual Assault Nurse
5 Examiners-Adult/Adolescent, the Secretary of
6 Defense shall utilize the most recent guidelines
7 and standards as outlined by the Department of
8 Justice, Office on Violence Against Women, in
9 the National Training Standards for Sexual As-
10 sault Medical Forensic Examiners.”; and

11 (C) in paragraph (3), by adding at the end
12 the following new sentence: “On and after Octo-
13 ber 1, 2015, before a member or civilian em-
14 ployee may be assigned to duty as a Sexual As-
15 sault Nurse Examiner-Adult/Adolescent under
16 subsection (c), the member or employee must
17 have completed the training program required
18 by paragraph (1) and obtained the certifi-
19 cation.”.

20 (c) CONFORMING AMENDMENTS.—Section 584 of the
21 National Defense Authorization Act for Fiscal Year 2012
22 (Public Law 112–81; 10 U.S.C. 1561 note; 125 Stat.
23 1432) is amended—

24 (1) in subsection (a)(2), by inserting “who sat-
25 isfy the selection criteria established under section

1 1602(e)(2) of the Ike Skelton National Defense Au-
2 thORIZATION Act for Fiscal Year 2011 (Public Law
3 111–383; 10 U.S.C. 1561 note; 124 Stat. 4431)”
4 after “Defense”; and

5 (2) in subsection (b)(2), by inserting “who sat-
6 isfy the selection criteria established under section
7 1602(e)(2) of the Ike Skelton National Defense Au-
8 thORIZATION Act for Fiscal Year 2011” after “De-
9 fense”.

10 (d) CLERICAL AMENDMENT.—The heading of section
11 584 of the National Defense Authorization Act for Fiscal
12 Year 2012 (Public Law 112–81; 10 U.S.C. 1561 note) is
13 amended to read as follows:

14 **“SEC. 584. SEXUAL ASSAULT RESPONSE COORDINATORS,**
15 **SEXUAL ASSAULT VICTIM ADVOCATES, AND**
16 **SEXUAL ASSAULT NURSE EXAMINERS-ADULT/**
17 **ADOLESCENT.”.**

18 **SEC. 542. EXTENSION OF CRIME VICTIMS’ RIGHTS TO VIC-**
19 **TIMS OF OFFENSES UNDER THE UNIFORM**
20 **CODE OF MILITARY JUSTICE.**

21 (a) VICTIMS’ RIGHTS.—

22 (1) IN GENERAL.—Subchapter I of chapter 47
23 of title 10, United States Code (the Uniform Code
24 of Military Justice), is amended by adding at the
25 end the following new section (article):

1 **“§ 806b. Art. 6b. Rights of victims of offenses under**
2 **this chapter**

3 “(a) RIGHTS OF A VICTIM OF A MILITARY CRIME.—

4 A victim of a military crime has the following rights:

5 “(1) The right to be reasonably protected from
6 the accused.

7 “(2) The right to reasonable, accurate, and
8 timely notice of any public proceeding in an inves-
9 tigation under section 832 of this title (article 32),
10 court-martial, involuntary plea hearing, pre-sen-
11 tencing hearing, or parole hearing involving the of-
12 fense or of any release or escape of the accused.

13 “(3) The right not to be excluded from any
14 such public proceeding, referred to in paragraph (2)
15 unless the military judge, after receiving clear and
16 convincing evidence, determines that testimony by
17 the victim of a military crime would be materially al-
18 tered if the victim of a military crime heard other
19 testimony at that proceeding.

20 “(4) The reasonable right to confer with the
21 trial counsel in the case.

22 “(5) The right to full and timely restitution as
23 provided in law.

24 “(6) The right to proceedings free from unrea-
25 sonable delay.

1 “(7) The right to be treated with fairness and
2 with respect for the dignity and privacy of the victim
3 of a military crime.

4 “(b) DUTY OF MILITARY JUDGE.—In any court-mar-
5 tial proceeding involving an offense against a victim of a
6 military crime, the military judge shall ensure that the vic-
7 tim of a military crime is afforded the rights described
8 in subsection (a). Before making a determination de-
9 scribed in subsection (a)(3), the military judge shall make
10 every effort to permit the fullest attendance possible by
11 the victim of a military crime and shall consider reason-
12 able alternatives to the exclusion of the victim of a military
13 crime from the criminal proceeding. The reasons for any
14 decision denying relief under this subsection shall be clear-
15 ly stated on the record.

16 “(c) BEST EFFORTS REQUIRED.—(1) Military
17 judges, trial and defense counsel, military criminal inves-
18 tigation organizations, services, and personnel, and other
19 members and personnel of the Department of Defense en-
20 gaged in the detection, investigation, or prosecution of of-
21 fenses under this chapter (the Uniform Code of Military
22 Justice) shall make their best efforts to see that a victim
23 of a military crime is notified of, and accorded, the rights
24 described in subsection .

1 “(2) The trial counsel in a case shall advise a victim
2 of a military crime that the victim of a military crime can
3 seek the advice of an attorney with respect to the rights
4 described in subsection (a).

5 “(3) Notice of release otherwise required pursuant to
6 this chapter shall not be given if such notice may endanger
7 the safety of any person.

8 “(d) VICTIM OF A MILITARY CRIME DEFINED.—

9 “(1) DEFINITION.—In this section, the term
10 ‘victim of a military crime’ means a person who has
11 suffered direct physical, emotional, or pecuniary
12 harm as a result of the commission of a crime in
13 violation of this chapter (the Uniform Code of Mili-
14 tary Justice) or in violation of the law of another ju-
15 risdiction if any portion of the investigation of the
16 violation of that law was conducted primarily by a
17 military criminal investigative organization (Army
18 Criminal Investigation Command, Naval Criminal
19 Investigative Service, or Air Force Office of Special
20 Investigation). The term shall include, at a min-
21 imum, the following:

22 “(A) Members of the armed forces and
23 their dependents.

24 “(B) Civilian employees of the Department
25 of Defense and contractor employees stationed

1 outside the continental United States and their
2 dependents residing with them.

3 “(C) Such other individuals as the Sec-
4 retary of Defense determines should be in-
5 cluded.

6 “(2) TREATMENT OF CERTAIN VICTIMS.—In
7 the case of a victim of a military crime who is under
8 18 years of age, incompetent, incapacitated, or de-
9 ceased, the term shall also include an individual act-
10 ing on behalf of the victim who is (in order of prece-
11 dence) a spouse, parent, legal guardian, child, sib-
12 ling, or another dependent of the victim or another
13 person designated by the military judge, but in no
14 event shall an accused be designated or included.”.

15 (2) CLERICAL AMENDMENT.—The table of sec-
16 tions at the beginning of subchapter I of chapter 47
17 of such title (the Uniform Code of Military Justice)
18 is amended by adding at the end the following new
19 item:

“806b. Art. 6b. Victims’ rights of victims of offenses under this chapter.”.

20 (b) PROCEDURES TO PROMOTE COMPLIANCE.—

21 (1) IN GENERAL.—Not later than one year
22 after the date of the enactment of this Act, the Sec-
23 retary of Defense shall recommend to the President
24 changes to the Manual for Courts-Martial, and pre-
25 scribe such other regulations as the Secretary con-

1 siders appropriate, to implement section 806b of
2 title 10, United States Code (article 6b of the Uni-
3 form Code of Military Justice), as added by sub-
4 section (a).

5 (2) ELEMENTS.—The modifications and regula-
6 tions issued pursuant to paragraph (1) shall include
7 the following:

8 (A) The designation of an administrative
9 authority within the Department of Defense to
10 oversee the implementation of such section
11 806(b), and within each Armed Force, an au-
12 thority to receive and investigate complaints re-
13 lating to the provision or violation of the rights
14 of victims of military crimes.

15 (B) A requirement for a course of training
16 for judge advocates and other appropriate mem-
17 bers of the Armed Forces and personnel of the
18 Department to promote compliance with and
19 implementation of such section 806b and assist
20 such personnel in responding more effectively to
21 the needs of victims of military crimes.

22 (C) Disciplinary sanctions for members of
23 the Armed Forces and other personnel of the
24 Department of Defense, including suspension or
25 termination from employment in the case of

1 employees of the Department, who willfully or
2 wantonly fail to comply with such section 806b.

3 (D) Mechanisms to ensure that the Sec-
4 retary of Defense shall be the final arbiter of a
5 complaint authorized pursuant to subparagraph
6 (A) by a victim of a military crime that the vic-
7 tim was not afforded a right under such section
8 806b.

9 (c) ADDITIONAL DUTY FOR RESPONSE SYSTEMS
10 INDEPENDENT PANEL.—The independent panel estab-
11 lished by the Secretary of Defense under subsection (a)(1)
12 of section 576 of the National Defense Authorization Act
13 for Fiscal Year 2013 (Public Law 112–239; 126 Stat.
14 1758) shall assess the feasibility and appropriateness of
15 extending to victims of military crimes the additional right
16 afforded a crime victim in civilian criminal legal pro-
17 ceedings under subsection (a)(4) of section 3771 of title
18 18, United States Code, and the legal standing to seek
19 enforcement of crime victim rights provided by subsection
20 (d) of such section. The panel shall include the results of
21 the assessment in the report required by subsection (c)(1)
22 of such section.

1 **SEC. 543. DEFENSE COUNSEL INTERVIEW OF COMPLAINING**
2 **WITNESSES IN PRESENCE OF COUNSEL FOR**
3 **THE COMPLAINING WITNESS OR A SEXUAL**
4 **ASSAULT VICTIM ADVOCATE.**

5 Section 846 of title 10, United States Code (article
6 46 of the Uniform Code of Military Justice), is amended—

7 (1) by inserting “(a) OPPORTUNITY TO OBTAIN
8 WITNESSES AND OTHER EVIDENCE.—”before “The
9 trial counsel”;

10 (2) by striking “Process issued” and inserting
11 the following:

12 “(c) PROCESS.—Process issued”; and

13 (3) by inserting after subsection (a), as des-
14 ignated by paragraph (1), the following new sub-
15 section (b):

16 “(b) INTERVIEW OF COMPLAINING WITNESSES BY
17 DEFENSE COUNSEL.—(1) Upon notice by trial counsel to
18 defense counsel of the name and address of the com-
19 plaining witness or witnesses trial counsel intends to call
20 to testify in any portion of an investigation under section
21 832 of this title (article 32) or a court-martial under this
22 chapter, defense counsel shall make all requests to inter-
23 view any such complaining witness through trial counsel.

24 “(2) If requested by a complaining witness subject
25 to a request for interview under paragraph (1), any inter-
26 view of the witness by defense counsel shall take place only

1 in the presence of counsel for the complaining witness or
2 a Sexual Assault Victim Advocate.

3 “(3) In this subsection, the term ‘complaining wit-
4 ness’ means a person who has suffered a direct physical,
5 emotional, or pecuniary harm as a result of a commission
6 of an offense under this chapter (the Uniform Code of
7 Military Justice).”.

8 **SEC. 544. PARTICIPATION BY COMPLAINING WITNESSES IN**
9 **CLEMENCY PHASE OF COURTS-MARTIAL**
10 **PROCESS.**

11 Section 860(b) of title 10, United States Code (article
12 60(b) of the Uniform Code of Military Justice), is amend-
13 ed—

14 (1) by inserting “(A)” after “(b)(1)”;

15 (2) by redesignating paragraphs (2), (3), and
16 (4) as subparagraphs (B), (C), and (D), respectively,
17 and, in such subparagraphs as so redesignated, by
18 striking “paragraph (1)” each place it appears and
19 inserting “subparagraph (A)”;

20 (3) by adding at the end the following new
21 paragraphs:

22 “(2)(A) In any case in which findings and sentence
23 have been adjudged for an offense involving a complaining
24 witness, the complaining witness shall be provided an op-
25 portunity to submit matters for consideration by the con-

1 convening authority or by another person authorized to act
2 under this section before the convening authority or such
3 other person takes action under this section. Such a sub-
4 mission shall be made within 10 days after the com-
5 plaining witness has been given an authenticated record
6 of trial and, if applicable, the recommendation of the staff
7 judge advocate or legal officer under subsection (d).

8 “(B) If a complaining witness shows that additional
9 time is required for submission of matters under subpara-
10 graph (A), the convening authority or other person taking
11 action under this section, for good cause, may extend the
12 submission period for not more than an additional 20
13 days.

14 “(C) In this paragraph, the term ‘complaining wit-
15 ness’ means a person who has suffered a direct physical,
16 emotional, or pecuniary harm as a result of a commission
17 of an offense under this chapter (the Uniform Code of
18 Military Justice).

19 “(3) The convening authority shall not consider
20 under this section any submitted matters that go to the
21 character of a complaining witness unless such matters
22 were presented at the trial.”.

1 **SEC. 545. EIGHT-DAY INCIDENT REPORTING REQUIREMENT**
2 **IN RESPONSE TO UNRESTRICTED REPORT OF**
3 **SEXUAL ASSAULT IN WHICH THE VICTIM IS A**
4 **MEMBER OF THE ARMED FORCES.**

5 (a) INCIDENT REPORTING POLICY REQUIREMENT.—

6 The Secretary of Defense and the Secretary of the Depart-
7 ment in which the Coast Guard is operating shall establish
8 and maintain a policy to require the submission by a des-
9 ignated person of a written incident report not later than
10 eight days after an unrestricted report of sexual assault
11 has been made in which a member of the Armed Forces
12 is the victim. At a minimum, this incident report shall be
13 provided to the following:

14 (1) The installation commander, if such inci-
15 dent occurred on or in the vicinity of a military in-
16 stallation.

17 (2) The first officer in the grade of O-6 in the
18 chain of command of the victim.

19 (3) The first general officer or flag officer in
20 the chain of command of the victim.

21 (b) PURPOSE OF THE REPORT.—The purpose of the
22 required incident report under subsection (a) is to detail
23 the actions taken or in progress to provide the necessary
24 care and support to the victim of the assault, to refer the
25 allegation of sexual assault to the appropriate investiga-
26 tory agency, and to provide initial notification of the seri-

1 ous incident when that notification has not already taken
2 place.

3 (c) ELEMENTS OF REPORT.—

4 (1) IN GENERAL.—The report of an incident
5 under subsection (a) shall include, at a minimum,
6 the following:

7 (A) Time/Date/Location of incident.

8 (B) Type of offense allegation.

9 (C) Service affiliation, assigned unit, and
10 location of the victim.

11 (D) Service affiliation, assigned unit, and
12 location of the alleged offender, including infor-
13 mation regarding whether the alleged offender
14 has been temporarily transferred or removed
15 from an assigned billet or ordered to pretrial
16 confinement or otherwise restricted, if applica-
17 ble.

18 (E) Post-incident actions taken in connec-
19 tion with the incident, including the following:

20 (i) Referral of the victim to medical
21 services and all other services available for
22 members of the Armed Forces who are vic-
23 tims of sexual assault, including the date
24 of each such referral.

1 (ii) Receipt and processing status of a
2 request for expedited victim transfer, if ap-
3 plicable.

4 (iii) Notification of incident to appro-
5 priate investigatory offices, including the
6 organization notified and date of such noti-
7 fication.

8 (iv) Issuance of any military protec-
9 tive orders in connection with the incident.

10 (2) MODIFICATION.—

11 (A) IN GENERAL.—The Secretary of De-
12 fense may modify the elements required in a re-
13 port under this section regarding an incident
14 involving a member of the Armed Forces (in-
15 cluding the Coast Guard when it is operating as
16 service in the Department of the Navy) if the
17 Secretary determines that such modification
18 will facilitate compliance with best practices for
19 such reporting as identified by the Sexual As-
20 sault Prevention and Response Office of the
21 Department of Defense.

22 (B) COAST GUARD.—The Secretary of the
23 Department in which the Coast Guard is oper-
24 ating may modify the elements required in a re-
25 port under this section regarding an incident

1 involving a member of the Coast Guard if the
2 Secretary determines that such modification
3 will facilitate compliance with best practices for
4 such reporting as identified by the Coast Guard
5 Office of Work-Life Programs.

6 (3) FOR OFFICIAL USE ONLY.—A report under
7 this section shall be intended for official use only
8 and shall not be distributed beyond the requirements
9 listed above.

10 (d) REGULATIONS.—Not later than 180 days after
11 enactment, The Secretary of Defense and the Secretary
12 of the Department in which the Coast Guard is operating
13 shall prescribe regulations to carry out this section.

14 **SEC. 546. AMENDMENT TO MANUAL FOR COURTS-MARTIAL**
15 **TO ELIMINATE CONSIDERATIONS RELATING**
16 **TO CHARACTER AND MILITARY SERVICE OF**
17 **ACCUSED IN INITIAL DISPOSITION OF SEX-**
18 **RELATED OFFENSES.**

19 (a) AMENDMENT REQUIRED.—Not later than 180
20 days after the date of the enactment of this Act, the Sec-
21 retary of Defense shall submit to the President a proposed
22 amendment to rule 306 of the Manual for Courts-Martial
23 (relating to policy on initial disposition of offenses) to
24 eliminate the character and military service of the accused

1 from the list of factors that may be considered by the dis-
2 position authority in disposing of a sex-related offense.

3 (b) SEX-RELATED OFFENSE DEFINED.—In this sec-
4 tion, a “sex-related offense” includes—

5 (1) any offense covered by section 920, 920a,
6 920b, 920c, or 925 of title 10, United States Code
7 (article 120, 120a, 120b, 120c, or 125 of the Uni-
8 form Code of Military Justice); or

9 (2) an attempt to commit an offense specified
10 in a paragraph (1) as punishable under section 880
11 of such title (article 80 of the Uniform Code of Mili-
12 tary Justice).

13 **SEC. 547. INCLUSION OF LETTER OF REPRIMANDS, NON-**
14 **PUNITIVE LETTER OF REPRIMANDS AND**
15 **COUNSELING STATEMENTS.**

16 (a) INCLUSION IN PERFORMANCE EVALUATION RE-
17 PORTS.—The Secretary of Defense shall require com-
18 manders to include letter of reprimands, nonpunitive letter
19 of actions and counseling statements involving substan-
20 tiated cases of sexual harassment or sexual assault in the
21 performance evaluation report of a member of the Armed
22 Forces for the purpose of—

23 (1) providing commanders increased visibility of
24 the background information of members of the unit;

1 for the persons described in paragraph (2), what
2 constitutes an inappropriate and prohibited relation-
3 ship, communication, conduct, or contact, including
4 when such an action is consensual, between a mem-
5 ber of the Armed Forces described in paragraph
6 (2)(A) and a prospective member or member of the
7 Armed Forces described in paragraph (2)(B).

8 (2) COVERED MEMBERS.—The policy required
9 by paragraph (1) shall apply to—

10 (A) a member of the Armed Forces who is
11 superior in rank to, exercises authority or con-
12 trol over, or supervises a person described in
13 subparagraph (B) during the entry-level proc-
14 essing or training of the person; and

15 (B) a prospective member of the Armed
16 Forces or a member of the Armed Forces un-
17 dergoing entry-level processing or training.

18 (3) INCLUSION OF CERTAIN MEMBERS RE-
19 QUIRED.—The members of the Armed Forces cov-
20 ered by paragraph (2)(A) shall include, at a min-
21 imum, military personnel assigned or attached to
22 duty—

23 (A) for the purpose of recruiting or assess-
24 ing persons for enlistment or appointment as a

1 commissioned officer, warrant officer, or en-
2 listed member of the Armed Forces;

3 (B) at a Military Entrance Processing Sta-
4 tion; or

5 (C) at an entry-level training facility or
6 school of an Armed Force.

7 (b) EFFECT OF VIOLATIONS.—A member of the
8 Armed Forces who violates the policy established pursuant
9 to subsection (a) shall be subject to prosecution under the
10 Uniform Code of Military Justice.

11 (c) PROCESSING FOR ADMINISTRATIVE SEPARA-
12 TION.—

13 (1) IN GENERAL.—(A) The Secretary of De-
14 fense and the Secretary of the Department in which
15 the Coast Guard is operating shall require the proc-
16 essing for administrative separation of any member
17 of the Armed Forces described in subsection
18 (a)(2)(A) in response to the first substantiated viola-
19 tion by the member of the policy established pursu-
20 ant to subsection (a), when the member is not other-
21 wise punitively discharged or dismissed from the
22 Armed Forces for that violation.

23 (B) The Secretary of each military department
24 shall revise regulations applicable to the Armed
25 Forces under the jurisdiction of the Secretary as

1 necessary to ensure compliance with the requirement
2 under subparagraph (A).

3 (2) REQUIRED ELEMENTS.—(A) In imposing
4 the requirement under paragraph (1), the Secre-
5 taries shall ensure that any separation decision re-
6 garding a member of the Armed Forces is based on
7 the full facts of the case and that due process proce-
8 dures are provided under existing law or regulations
9 or additionally prescribed, as considered necessary
10 by the Secretaries, pursuant to subsection (f).

11 (B) The requirement imposed by paragraph (1)
12 shall not be interpreted to limit or alter the author-
13 ity of the Secretary of a military department and the
14 Secretary of the Department in which the Coast
15 Guard is operating to process members of the
16 Armed Forces for administrative separation—

17 (i) for reasons other than a substantiated
18 violation of the policy established pursuant to
19 subsection (a); or

20 (ii) under other provisions of law or regula-
21 tion.

22 (3) SUBSTANTIATED VIOLATION.—For purposes
23 of paragraph (1), a violation by a member of the
24 Armed Forces described in subsection (a)(2)(A) of

1 the policy established pursuant to subsection (a)
2 shall be treated as substantiated if—

3 (A) there has been a court-martial convic-
4 tion for violation of the policy, but the adjudged
5 sentence does not include discharge or dis-
6 missal; or

7 (B) a nonjudicial punishment authority
8 under section 815 of title 10, United States
9 Code (article 15 of the Uniform Code of Mili-
10 tary Justice) has determined that a member
11 has committed an offense in violation of the
12 policy and imposed nonjudicial punishment
13 upon the member.

14 (d) PROPOSED UNIFORM CODE OF MILITARY JUS-
15 TICE PUNITIVE ARTICLE.—Not later than one year after
16 the date of the enactment of this Act, the Secretary of
17 Defense shall submit to the Committees on Armed Serv-
18 ices of the Senate and the House of Representatives—

19 (1) a proposed amendment to chapter 47 of
20 title 10, United States Code (the Uniform Code of
21 Military Justice) to create an additional article
22 under subchapter X of such chapter regarding viola-
23 tions of the policy required by subsection (a); and

1 (2) the conforming changes to part IV, punitive
2 articles, in the Manual for Courts-Martial that will
3 be necessary upon adoption of such article.

4 (e) DEFINITIONS.—In this section:

5 (1) The term “entry-level processing or train-
6 ing”, with respect to a member of the Armed forces,
7 means the period beginning on the date on which the
8 member became a member of the Armed Forces and
9 ending on the date on which the member physically
10 arrives at that member’s first duty assignment fol-
11 lowing completion of initial entry training (or its
12 equivalent), as defined by the Secretary of the mili-
13 tary department concerned or the Secretary of the
14 Department in which the Coast Guard is operating.

15 (2) The term “prospective member of the
16 Armed Forces” means a person who has had a face-
17 to-face meeting with a member of the Armed Forces
18 assigned or attached to duty described in subsection
19 (a)(3)(A) regarding becoming a member of the
20 Armed Forces, regardless of whether the person
21 eventually becomes a member of the Armed Forces.

22 (f) REGULATIONS.—Not later than 180 days after
23 the date of the enactment of this Act, the Secretary of
24 Defense and the Secretary of the Department in which
25 the Coast Guard is operating shall issue such regulations

1 as may be necessary to carry out this section. The Sec-
2 retary of Defense shall ensure that, to the extent prac-
3 ticable, the regulations are uniform for each armed force
4 under the jurisdiction of that Secretary.

5 **SEC. 549. INDEPENDENT REVIEWS AND ASSESSMENTS OF**
6 **UNIFORM CODE OF MILITARY JUSTICE AND**
7 **JUDICIAL PROCEEDINGS OF SEXUAL AS-**
8 **SAULT CASES.**

9 (a) ADDITIONAL DUTIES FOR RESPONSE SYSTEMS
10 PANEL REGARDING DISPOSITION AUTHORITY.—

11 (1) IN GENERAL.—The independent panel es-
12 tablished by the Secretary of Defense under sub-
13 section (a)(1) of section 576 of the National Defense
14 Authorization Act for Fiscal Year 2013 (Public Law
15 112–239; 126 Stat. 1758) shall—

16 (A) conduct an assessment of the impact,
17 if any, that removing from the chain of com-
18 mand any disposition authority regarding
19 charges preferred under the Uniform Code of
20 Military Justice would have on overall reporting
21 and prosecution of sexual assault cases; and

22 (B) review and provide comment on the re-
23 port of the Secretary of Defense on the role of
24 military commanders in the military justice

1 process, which is required pursuant to section
2 538 of this Act.

3 (2) SUBMISSION OF RESULTS.—The panel shall
4 include the results of the assessment and review and
5 its recommendations and comments in the report re-
6 quired by subsection (c)(1) of such section 576, as
7 amended by subsection (b) of this section.

8 (b) EARLIER SUBMISSION DEADLINE FOR REPORT
9 OF THE RESPONSE SYSTEMS PANEL.—Subsection (c) of
10 section 576 of the National Defense Authorization Act for
11 Fiscal Year 2013 (Public Law 112–239; 126 Stat. 1758)
12 is amended by striking paragraph (1) and inserting the
13 following new paragraph:

14 “(1) RESPONSE SYSTEMS PANEL.—Not later
15 than one year after the date of the first meeting of
16 the panel established under subsection (a)(1), the
17 panel shall submit a report of its findings and rec-
18 ommendations, through the Secretary of Defense, to
19 the Committees on Armed Services of the Senate
20 and the House of Representatives. The panel shall
21 terminate 30 days after submission of such report.”.

22 (c) ADDITIONAL DUTY FOR RESPONSE SYSTEMS
23 PANEL REGARDING INSTANCES OF MEMBERS’ ABUSING
24 CHAIN OF COMMAND POSITION TO GAIN ACCESS TO OR

1 COERCE ANOTHER PERSON FOR A SEX-RELATED OF-
2 FENSE.—

3 (1) IN GENERAL.—The independent panel es-
4 tablished by the Secretary of Defense under sub-
5 section (a)(1) of section 576 of the National Defense
6 Authorization Act for Fiscal Year 2013 (Public Law
7 112–239; 126 Stat. 1758) shall conduct an assess-
8 ment of instances in the Armed Forces in which a
9 member of the Armed Forces has committing a sex-
10 ual act upon another person by abusing one’s posi-
11 tion in the chain of command of the other person to
12 gain access to or coerce the other person.

13 (2) SUBMISSION OF RESULTS.—The panel shall
14 include the results of the assessment and its rec-
15 ommendations and comments in the report required
16 by subsection (c)(1) of such section 576, as amended
17 by subsection (b) of this section.

18 (d) ADDITIONAL DUTY FOR JUDICIAL PROCEEDINGS
19 PANEL REGARDING ADDITIONAL REVISION OF DEFINI-
20 TION OF ARTICLE 120 SEX-RELATED OFFENSES.—The
21 independent panel established by the Secretary of Defense
22 under subsection (a)(2) of section 576 of the National De-
23 fense Authorization Act for Fiscal Year 2013 (Public Law
24 112–239; 126 Stat. 1758) shall assess the likely con-
25 sequences of amending of definition of rape and sexual

1 assault under article 120 of the Uniform Code of Military
2 Justice to expressly cover a situation in which a person
3 subject to the Uniform Code of Military Justice commits
4 a sexual act upon another person by abusing one's position
5 in the chain of command of the other person to gain access
6 to or coerce the other person. The panel shall include the
7 results of the assessment in one of the reports required
8 by subsection (c)(2)(B) of such section 576.

9 **SEC. 550. REVIEW OF THE OFFICE OF DIVERSITY MANAGE-**
10 **MENT AND EQUAL OPPORTUNITY ROLE IN**
11 **SEXUAL HARASSMENT CASES.**

12 (a) REVIEW REQUIRED.—The Secretary of Defense
13 shall conduct a review of the Office of Diversity Manage-
14 ment and Equal Opportunity for the purposes specified
15 in subsection (b).

16 (b) ELEMENTS OF STUDY.—In conducting the review
17 under subsection (a), the Secretary of Defense shall—

18 (1) identify and evaluate the resource and per-
19 sonnel gaps in the Office;

20 (2) identify and evaluate the role of the Office
21 in sexual harassment cases; and

22 (3) evaluate how the Office works with the Sex-
23 ual Assault Prevention and Response Office to ad-
24 dress sexual harassment in the Armed Forces.

1 (c) DEFINITION.—In this section, the term “sexual
2 harassment” has the meaning given such term in Depart-
3 ment of Defense Directive 1350.2, Department of Defense
4 Military Equal Opportunity Program.

5 **SEC. 550A. DISCHARGE OR DISMISSAL, AND CONFINEMENT**
6 **REQUIRED FOR CERTAIN SEX-RELATED OF-**
7 **FENSES COMMITTED BY MEMBERS OF THE**
8 **ARMED FORCES.**

9 (a) MANDATORY PUNISHMENTS.—

10 (1) IMPOSITION.—Section 856 of title 10,
11 United States Code (article 56 of the Uniform Code
12 of Military Justice) is amended—

13 (A) by inserting “(a)” before “The punish-
14 ment”; and

15 (B) by adding at the end the following new
16 subsection:

17 “(b)(1) While a person subject to this chapter who
18 is found guilty of an offense specified in paragraph (2)
19 shall be punished as a general court-martial may direct,
20 such punishment must include, at a minimum—

21 “(A) dismissal or dishonorable discharge; and

22 “(B) confinement for two years.

23 “(2) Paragraph (1) applies to the following offenses:

24 “(A) An offense in violation of subsection (a) or
25 (b) of section 920 (article 120(a) or (b)).

1 “(B) Forcible sodomy under section 925 of this
2 title (article 125).

3 “(C) An attempt to commit an offense specified
4 in subparagraph (A) or (B) that is punishable under
5 section 880 of this title (article 80).”.

6 (2) CLERICAL AMENDMENTS.—

7 (A) SECTION HEADING.—The heading of
8 such section is amended to read as follows:

9 **“§ 856. Art. 56. Maximum and minimum limits”.**

10 (B) TABLE OF SECTIONS.—The table of
11 sections at the beginning of subchapter VIII of
12 chapter 47 of such title is amended by striking
13 the item relating to section 856 and inserting
14 the following new item:

“856. Art 56. Maximum and minimum limits.”.

15 (b) EFFECTIVE DATE.—The amendments made by
16 this section shall take effect 180 days after the date of
17 the enactment of this Act, and apply to offenses specified
18 in section 856(b)(2) of title 10, United States Code (arti-
19 cle 56(b)(2) of the Uniform Code of Military Justice), as
20 added by subsection (a)(1), committed after that date.

1 **SEC. 550B. ENHANCEMENT TO REQUIREMENTS FOR AVAIL-**
2 **ABILITY OF INFORMATION ON SEXUAL AS-**
3 **SAULT PREVENTION AND RESPONSE RE-**
4 **SOURCES.**

5 (a) REQUIRED POSTING OF INFORMATION ON SEX-
6 UAL ASSAULT PREVENTION AND RESPONSE RE-
7 SOURCES.—

8 (1) POSTING.—The Secretary of Defense shall
9 require that there be prominently posted, in accord-
10 ance with paragraph (2), notice of the following in-
11 formation relating to sexual assault prevention and
12 response, in a form designed to ensure visibility and
13 understanding:

14 (A) Resource information for members of
15 the Armed Forces, military dependents, and ci-
16 vilian personnel of the Department of Defense
17 with respect to prevention of sexual assault and
18 reporting of incidents of sexual assault.

19 (B) Contact information for personnel who
20 are designated as Sexual Assault Response Co-
21 ordinators and Sexual Assault Victim Advo-
22 cates.

23 (C) The Department of Defense “hotline”
24 telephone number, referred to as the Safe
25 Helpline, for reporting incidents of sexual as-
26 sault, or any successor operation.

1 (2) POSTING PLACEMENT.—Posting under sub-
2 section (a) shall be at the following locations, to the
3 extent practicable:

4 (A) Any Department of Defense duty facil-
5 ity.

6 (B) Any Department of Defense dining fa-
7 cility.

8 (C) Any Department of Defense multi-unit
9 residential facility.

10 (D) Any Department of Defense health
11 care facility.

12 (E) Any Department of Defense com-
13 missary or exchange.

14 (F) Any Department of Defense Commu-
15 nity Service Agency.

16 (G) Any Department of Defense website.

17 (b) NOTICE TO VICTIMS OF AVAILABLE ASSIST-
18 ANCE.—The Secretary of Defense shall require that proce-
19 dures in the Department of Defense for responding to a
20 complaint or allegation of sexual assault submitted by or
21 against a member of the Armed Forces include prompt
22 notice to the person making the complaint or allegation
23 of the forms of assistance available to that person from
24 the Department of Defense and, to the extent known to

1 the Secretary, through other departments and agencies,
2 including State and local agencies, and other sources.

3 **SEC. 550C. MILITARY HAZING PREVENTION OVERSIGHT**

4 **PANEL.**

5 (a) ESTABLISHMENT.—There is established a panel
6 to be known as the Military Hazing Prevention Oversight
7 Panel (in this section referred to as the “Panel”).

8 (b) MEMBERSHIP.—The Panel shall be composed of
9 the following members:

10 (1) The Secretary of the Army or the Sec-
11 retary’s designee.

12 (2) The Secretary of the Navy or the Sec-
13 retary’s designee.

14 (3) The Secretary of the Air Force or the Sec-
15 retary’s designee.

16 (4) The Secretary of Homeland Security (with
17 respect to the Coast Guard) or the Secretary’s des-
18 ignee.

19 (5) Members appointed by the Secretary of De-
20 fense from among individuals who are not officers or
21 employees of any government and who have exper-
22 tise in advocating for—

23 (A) women;

24 (B) racial or ethnic minorities;

25 (C) religious minorities; or

1 (D) gay, lesbian, bisexual, or transgender
2 individuals.

3 (c) DUTIES.—The Panel shall—

4 (1) make recommendations to the Secretary
5 concerned (as defined in section 101(a)(9) of title
6 10, United States Code) on the development of the
7 policies, programs, and procedures to prevent and
8 respond to hazing in the Armed Forces; and

9 (2) monitor any policies, programs, and proce-
10 dures in place to prevent and respond to hazing in
11 the Armed Forces and make recommendations to the
12 Secretary concerned on ways to improve such poli-
13 cies, programs, and procedures.

14 (d) INITIAL MEETING.—Not later than 180 days
15 after the date of the enactment of this Act, the Panel shall
16 hold its initial meeting.

17 (e) MEETINGS.—The Panel shall meet not less than
18 annually.

19 **SEC. 550D. PREVENTION OF SEXUAL ASSAULT AT MILITARY**
20 **SERVICE ACADEMIES.**

21 The Secretary of Defense shall ensure that each of
22 the military service academies adds a section in the ethics
23 curricula of such academies that outlines honor, respect,
24 and character development as such pertain to the issue
25 of preventing sexual assault in the Armed Forces. Such

1 curricula shall include a brief history of the problem of
2 sexual assault in the Armed Forces, a definition of sexual
3 assault, information relating to reporting a sexual assault,
4 victims' rights, and dismissal and dishonorable discharge
5 for offenders. Such ethics training shall be provided within
6 60 days after the initial arrival of a new cadet or mid-
7 shipman at a military services academy and repeated in
8 annual ethics training requirements.

9 **SEC. 550E. ENSURING AWARENESS OF POLICY TO IN-**
10 **STRUCT VICTIMS OF SEXUAL ASSAULT SEEK-**
11 **ING SECURITY CLEARANCE TO ANSWER "NO"**
12 **TO QUESTION 21.**

13 (a) **ENSURING AWARENESS OF POLICY.**—The Sec-
14 retary of Defense shall inform members of the United
15 States Armed Forces of the policy described in subsection

16 (b)—

17 (1) at the earliest time possible, such as upon
18 enlistment and commissioning; and

19 (2) during sexual assault awareness training
20 and service member interactions with sexual assault
21 response coordinators.

22 (b) **POLICY DESCRIBED.**—The policy described in
23 this subsection is the policy of instructing an individual
24 to answer "no" to question 21 of Standard Form 86 of

1 the Questionnaire for National Security Positions with re-
2 spect to consultation with a health care professional if—

3 (1) the individual is a victim of a sexual as-
4 sault; and

5 (2) the consultation occurred with respect to an
6 emotional or mental health condition strictly in rela-
7 tion to the sexual assault.

8 **SEC. 550F. REPORT ON POLICIES AND REGULATIONS RE-**
9 **GARDING SERVICE MEMBERS LIVING WITH**
10 **OR AT RISK OF CONTRACTING HIV.**

11 (a) REPORT TO CONGRESS.—Not later than 180 days
12 after the date of the enactment of this Act, the Secretary
13 of Defense shall submit to Congress and make publicly
14 available a report on the use of the Uniform Code of Mili-
15 tary Justice, the Manual for Courts-Martial, and related
16 policies, punitive articles, and regulations with regard to
17 service members living with or at risk of contracting HIV.

18 (b) CONTENTS.—The report shall include the fol-
19 lowing:

20 (1) An assessment of whether the Uniform
21 Code of Military Justice, the Manual for Courts-
22 Martial, and related policies, punitive articles, and
23 regulations are exercised in a way that demonstrates
24 an evidence-based, medically accurate understanding
25 of—

1 (A) the multiple factors that lead to HIV
2 transmission;

3 (B) the relative risk of HIV transmission
4 routes;

5 (C) the associated benefits of treatment
6 and support services for people living with HIV;
7 and

8 (D) the impact of HIV-specific policies and
9 regulations on public health and on people liv-
10 ing with or at risk of contracting HIV.

11 (2) A review of court-martial decisions in recent
12 years preceding the date of enactment of this Act.

13 (3) Recommendations for adjustments to the
14 Uniform Code of Military Justice, the Manual for
15 Courts-Martial, and related policies, punitive arti-
16 cles, and regulations, as may be necessary, in order
17 to ensure that policies and regulations regarding
18 service members living with or at risk of contracting
19 HIV are in accordance with a contemporary under-
20 standing of HIV transmission routes and associated
21 benefits of treatment.

22 (c) DEFINITION OF HIV.—In this section, the term
23 “HIV” means infection with the human immunodeficiency
24 virus.

1 **SEC. 550G. ADDITIONAL MODIFICATION OF ANNUAL DE-**
2 **PARTMENT OF DEFENSE REPORTING RE-**
3 **QUIREMENTS REGARDING SEXUAL ASSAULTS**
4 **AND PREVENTION AND RESPONSE PROGRAM.**

5 (a) ADDITIONAL ELEMENTS OF EACH REPORT.—

6 Section 1631(b) of the Ike Skelton National Defense Au-
7 thorization Act for Fiscal Year 2011 (Public Law 111-
8 383; 124 Stat. 4433; 10 U.S.C. 1561 note) is amended
9 by adding at the end the following new paragraphs:

10 “(11) A description of the implementation of
11 the comprehensive policy on the retention of and ac-
12 cess to evidence and records relating to sexual as-
13 saults involving members of the Armed Forces re-
14 quired to comply with section 586 of the National
15 Defense Authorization Act for Fiscal Year 2012
16 (Public Law 112-81; 125 Stat. 1434; 10 U.S.C.
17 1561 note).

18 “(12) The policies, procedures, and processes
19 implemented by the Secretary concerned to ensure
20 detailed evidence and records are transmitted to the
21 Department of Veterans Affairs, including medical
22 records of sexual assault victims that accurately and
23 completely describe the physical and emotional inju-
24 ries resulting from a sexual trauma that occurred
25 during active duty service.”.

1 (b) APPLICATION OF AMENDMENTS.—The amend-
2 ment made by this section shall apply beginning with the
3 report regarding sexual assaults involving members of the
4 Armed Forces required to be submitted by March 1, 2014,
5 under section 1631 of the Ike Skelton National Defense
6 Authorization Act for Fiscal Year 2011.

7 **Subtitle E—Military Family** 8 **Readiness**

9 **SEC. 551. DEPARTMENT OF DEFENSE RECOGNITION OF** 10 **SPOUSES OF MEMBERS OF THE ARMED** 11 **FORCES WHO SERVE IN COMBAT ZONES.**

12 (a) ESTABLISHMENT AND PRESENTATION OF LAPEL
13 BUTTONS.—Chapter 57 of title 10, United States Code,
14 is amended by inserting after section 1126 the following
15 new section:

16 **“§ 1126a. Spouse-of-a-combat-veteran lapel button:** 17 **eligibility and presentation**

18 “(a) DESIGN AND ELIGIBILITY.—A lapel button, to
19 be known as the spouse-of-a-combat-veteran lapel button,
20 shall be designed, as approved by the Secretary of De-
21 fense, to identify and recognize the spouse of a member
22 of the armed forces who is serving or has served in a com-
23 bat zone for a period of more than 30 days.

24 “(b) PRESENTATION.—The Secretary concerned may
25 authorize the use of appropriated funds to procure spouse-

1 of-a-combat-veteran lapel buttons and to provide for their
2 presentation to eligible spouses of members.

3 “(c) EXCEPTION TO TIME-PERIOD REQUIREMENT.—
4 The 30-day period specified in subsection (a) does not
5 apply if the member is killed or wounded in the combat
6 zone before the expiration the period.

7 “(d) LICENSE TO MANUFACTURE AND SELL LAPEL
8 BUTTONS.—Section 901(c) of title 36 shall apply with re-
9 spect to the spouse-of-a-combat-veteran lapel button au-
10 thorized by this section.

11 “(e) COMBAT ZONE DEFINED.—In this section, the
12 term ‘combat zone’ has the meaning given that term in
13 section 112(c)(2) of the Internal Revenue Code of 1986.

14 “(f) REGULATIONS.—The Secretary of Defense shall
15 issue such regulations as may be necessary to carry out
16 this section. The Secretary shall ensure that the regula-
17 tions are uniform for each armed force to the extent prac-
18 ticable.”.

19 (b) CLERICAL AMENDMENT.—The table of sections
20 at the beginning of such chapter is amended by inserting
21 after the item relating to section 1126 the following new
22 item:

“1126a. Spouse-of-a-combat-veteran lapel button: eligibility and presentation.”.

23 (c) SENSE OF CONGRESS REGARDING IMPLEMENTA-
24 TION.—It is the sense of Congress that, as soon as prac-

1 ticable once the spouse-of-a-combat-veteran lapel button
2 becomes available, the Secretary of Defense should—

3 (1) widely announce the availability of spouse-
4 of-a-combat-veteran lapel buttons through military
5 and public information channels; and

6 (2) encourage commanders at all levels to con-
7 duct ceremonies recognizing the support provided by
8 spouses of members of the Armed Forces and to use
9 the ceremonies as an opportunity for members to
10 present their spouses with a spouse-of-a-combat-vet-
11 eran lapel button.

12 **SEC. 552. PROTECTION OF CHILD CUSTODY ARRANGE-**
13 **MENTS FOR PARENTS WHO ARE MEMBERS OF**
14 **THE ARMED FORCES.**

15 (a) CHILD CUSTODY PROTECTION.—Title II of the
16 Servicemembers Civil Relief Act (50 U.S.C. App. 521 et
17 seq.) is amended by adding at the end the following new
18 section:

19 **“SEC. 208. CHILD CUSTODY PROTECTION.**

20 **“(a) RESTRICTION ON TEMPORARY CUSTODY**
21 **ORDER.—**If a court renders a temporary order for custo-
22 dial responsibility for a child based solely on a deployment
23 or anticipated deployment of a parent who is a service-
24 member, then the court shall require that, upon the return
25 of the servicemember from deployment, the custody order

1 that was in effect immediately preceding the temporary
2 order shall be reinstated, unless the court finds that such
3 a reinstatement is not in the best interest of the child,
4 except that any such finding shall be subject to subsection
5 (b).

6 “(b) LIMITATION ON CONSIDERATION OF MEMBER’S
7 DEPLOYMENT IN DETERMINATION OF CHILD’S BEST IN-
8 TEREST.—If a motion or a petition is filed seeking a per-
9 manent order to modify the custody of the child of a serv-
10 icemember, no court may consider the absence of the serv-
11 icemember by reason of deployment, or the possibility of
12 deployment, as the sole factor in determining the best in-
13 terest of the child.

14 “(c) NO FEDERAL JURISDICTION OR RIGHT OF AC-
15 TION OR REMOVAL.—Nothing in this section shall create
16 a Federal right of action or otherwise give rise to Federal
17 jurisdiction or create a right of removal.

18 “(d) PREEMPTION.—In any case where State law ap-
19 plicable to a child custody proceeding involving a tem-
20 porary order as contemplated in this section provides a
21 higher standard of protection to the rights of the parent
22 who is a deploying servicemember than the rights provided
23 under this section with respect to such temporary order,
24 the appropriate court shall apply the higher State stand-
25 ard.

1 “(e) DEPLOYMENT DEFINED.—In this section, the
2 term ‘deployment’ means the movement or mobilization of
3 a servicemember to a location for a period of longer than
4 60 days and not longer than 540 days pursuant to tem-
5 porary or permanent official orders—

6 “(1) that are designated as unaccompanied;

7 “(2) for which dependent travel is not author-
8 ized; or

9 “(3) that otherwise do not permit the move-
10 ment of family members to that location.”.

11 (b) CLERICAL AMENDMENT.—The table of contents
12 in section 1(b) of such Act is amended by adding at the
13 end of the items relating to title II the following new item:
“208. Child custody protection.”.

14 **SEC. 553. TREATMENT OF RELOCATION OF MEMBERS OF**
15 **THE ARMED FORCES FOR ACTIVE DUTY FOR**
16 **PURPOSES OF MORTGAGE REFINANCING.**

17 (a) IN GENERAL.—Title III of the Servicemembers
18 Civil Relief Act is amended by inserting after section 303
19 (50 U.S.C. App. 533) the following new section:

20 **“SEC. 303A. TREATMENT OF RELOCATION OF**
21 **SERVICEMEMBERS FOR ACTIVE DUTY FOR**
22 **PURPOSES OF MORTGAGE REFINANCING.**

23 “(a) TREATMENT OF ABSENCE FROM RESIDENCE
24 DUE TO ACTIVE DUTY.—While a servicemember who is
25 the mortgagor under an existing mortgage does not reside

1 in the residence that secures the existing mortgage be-
2 cause of a relocation described in subsection (c)(1)(B), if
3 the servicemember inquires about or applies for a covered
4 refinancing mortgage, the servicemember shall be consid-
5 ered, for all purposes relating to the covered refinancing
6 mortgage (including such inquiry or application and eligi-
7 bility for, and compliance with, any underwriting criteria
8 and standards regarding such covered refinancing mort-
9 gage) to occupy the residence that secures the existing
10 mortgage to be paid or prepaid by such covered refi-
11 nancing mortgage as the principal residence of the service-
12 member during the period of such relocation.

13 “(b) LIMITATION.—Subsection (a) shall not apply
14 with respect to a servicemember who inquires about or ap-
15 plies for a covered refinancing mortgage if, during the 5-
16 year period preceding the date of such inquiry or applica-
17 tion, the servicemember entered into a covered refinancing
18 mortgage pursuant to this section.

19 “(c) DEFINITIONS.—In this section:

20 “(1) EXISTING MORTGAGE.—The term ‘existing
21 mortgage’ means a mortgage that is secured by a 1-
22 to 4-family residence, including a condominium or a
23 share in a cooperative ownership housing associa-
24 tion, that was the principal residence of a service-
25 member for a period that—

1 “(A) had a duration of 13 consecutive
2 months or longer; and

3 “(B) ended upon the relocation of the serv-
4 icemember caused by the servicemember receiv-
5 ing military orders for a permanent change of
6 station or to deploy with a military unit, or as
7 an individual in support of a military operation,
8 for a period of not less than 18 months that did
9 not allow the servicemember to continue to oc-
10 cupy such residence as a principal residence.

11 “(2) COVERED REFINANCING MORTGAGE.—The
12 term ‘covered refinancing mortgage’ means any
13 mortgage that—

14 “(A) is made for the purpose of paying or
15 prepaying, and extinguishing, the outstanding
16 obligations under an existing mortgage or mort-
17 gages; and

18 “(B) is secured by the same residence that
19 secured such existing mortgage or mortgages.”.

20 (b) CLERICAL AMENDMENT.—The table of contents
21 in section 1(b) of such Act is amended by inserting after
22 the item relating to section 303 the following new item:

“303A. Treatment of relocation of servicemembers for active duty for purposes
of mortgage refinancing.”.

1 **SEC. 554. FAMILY SUPPORT PROGRAMS FOR IMMEDIATE**
2 **FAMILY MEMBERS OF MEMBERS OF THE**
3 **ARMED FORCES ASSIGNED TO SPECIAL OP-**
4 **ERATIONS FORCES.**

5 (a) PILOT PROGRAMS AUTHORIZED.—Consistent
6 with such regulations as the Secretary of Defense may
7 prescribe to carry out this section, the Commander of the
8 United States Special Operations Command may conduct
9 up to three pilot programs to assess the feasibility and
10 benefits of providing family support activities for the im-
11 mediate family members of members of the Armed Forces
12 assigned to special operations forces.

13 (b) SELECTION OF PROGRAMS.—In selecting the pilot
14 programs to be conducted under subsection (a), the Com-
15 mander shall—

16 (1) identify family support activities that have
17 a direct and concrete impact on the readiness of spe-
18 cial operations forces, but that are not being pro-
19 vided to the immediate family members of members
20 of the Armed Forces assigned to special operations
21 forces by the Secretary of a military department;
22 and

23 (2) conduct a cost-benefit analysis of each fam-
24 ily support activity proposed to be included in a pilot
25 program.

1 (c) EVALUATION.—The Commander shall develop
2 outcome measurements to evaluate the success of each
3 family support activity included in a pilot program under
4 subsection (a).

5 (d) ADDITIONAL AUTHORITY.—The Commander may
6 expend up to \$5,000,000 during each fiscal year specified
7 in subsection (f) to carry out the pilot programs under
8 subsection (a).

9 (e) DEFINITIONS.—In this section:

10 (1) The term “Commander” means the Com-
11 mander of the United States Special Operations
12 Command.

13 (2) The term “immediate family members” has
14 the meaning given that term in section 1789(c) of
15 title 10, United States Code.

16 (3) The term “special operations forces” means
17 those forces of the Armed Forces identified as spe-
18 cial operations forces under section 167(i) of such
19 title.

20 (f) DURATION OF PILOT PROGRAM AUTHORITY.—
21 The authority provided by subsection (a) is available to
22 the Commander during fiscal years 2014 through 2016.

23 (g) REPORT.—Not later than 180 days after com-
24 pleting a pilot program under subsection (a), the Com-

1 mander shall submit to the congressional defense commit-
2 tees a report describing the results of the pilot program.

3 **SEC. 555. TRANSITION OF MEMBERS OF THE ARMED**
4 **FORCES AND THEIR FAMILIES FROM MILI-**
5 **TARY TO CIVILIAN LIFE.**

6 (a) FINDINGS.—The Congress finds the following:

7 (1) Members of the Armed Forces and their
8 families make great sacrifices on behalf of the
9 United States, and, when their active duty service is
10 successfully concluded, members deserve the oppor-
11 tunity to also make a successful transition to the ci-
12 vilian labor force.

13 (2) When transitioning from active duty in the
14 Armed Forces to civilian employment, members
15 often face barriers that make it difficult to fully uti-
16 lize the skills and training they gained during their
17 military service.

18 (3) Members and veterans are too often re-
19 quired to repeat education or training in order to re-
20 ceive industry certifications and State occupational
21 licenses, even though their military training and ex-
22 perience often overlaps with the certification or li-
23 censing requirements.

24 (4) When members are transferred from mili-
25 tary assignment to military assignment, their

1 spouses often face barriers to transferring their cre-
2 dentials and to securing employment in their new lo-
3 cation.

4 (5) More than one million members will make
5 the transition to civilian life in the coming years.

6 (6) The Department of Defense established the
7 Military Credentialing and Licensing Task Force in
8 2012.

9 (7) The Joining Forces program, a national ini-
10 tiative to mobilize all sectors of society to give mem-
11 bers of the Armed Forces and their families the op-
12 portunities and support they have earned, will make
13 it easier for members and their families to transfer
14 skills learned while the member was serving in the
15 Armed Forces to civilian employment.

16 (b) SENSE OF CONGRESS.—It is the sense of Con-
17 gress that—

18 (1) the Federal Government and State govern-
19 ments should make the transition of a member of
20 the Armed Forces and the member's spouse from
21 military to civilian life as seamless as possible by
22 creating opportunities for the member and spouse to
23 earn, while the member is in the Armed Forces, ci-
24 vilian occupational credentials and licenses, with an
25 emphasis on well-paying industries and occupations

1 that have a high demand for skilled workers, includ-
2 ing: manufacturing, information technology, trans-
3 portation and logistics, health care, and emergency
4 medical services;

5 (2) the Federal Government should assist State
6 governments in translating military training and ex-
7 perience into credit towards professional licensure;
8 and

9 (3) State governments should streamline ap-
10 proaches for assessing the equivalency of military
11 training and experience, and accelerate occupational
12 licensing processes for members, veterans, and their
13 spouses.

14 **SEC. 556. MORTGAGE PROTECTION FOR MEMBERS OF THE**
15 **ARMED FORCES, SURVIVING SPOUSES, AND**
16 **CERTAIN VETERANS AND OTHER IMPROVE-**
17 **MENTS TO THE SERVICEMEMBERS CIVIL RE-**
18 **LIEF ACT.**

19 (a) MEMBERS OF THE ARMED FORCES, SURVIVING
20 SPOUSES, AND CERTAIN DISABLED VETERANS.—

21 (1) IN GENERAL.—Title III of the
22 Servicemembers Civil Relief Act (50 U.S.C. App.
23 501 et seq.) is amended by inserting after section
24 303A, as added by section 553, the following new
25 section:

1 **“SEC. 303B. MORTGAGES AND TRUST DEEDS OF CERTAIN**
2 **SERVICEMEMBERS, SURVIVING SPOUSES,**
3 **AND DISABLED VETERANS.**

4 “(a) MORTGAGE AS SECURITY.—This section applies
5 only to an obligation on real or personal property owned
6 by a covered individual that—

7 “(1) originated at any time and for which the
8 covered individual is still obligated; and

9 “(2) is secured by a mortgage, trust deed, or
10 other security in the nature of a mortgage.

11 “(b) STAY OF PROCEEDINGS.—

12 “(1) IN GENERAL.—In accordance with sub-
13 section (d)(1), in a judicial action pending or in a
14 nonjudicial action commenced during a covered time
15 period to enforce an obligation described in sub-
16 section (a), a court—

17 “(A) may, after a hearing and on its own
18 motion, stay the proceedings until the end of
19 the covered time period; and

20 “(B) shall, upon application by a covered
21 individual, stay the proceedings until the end of
22 the covered time period.

23 “(2) OBLIGATION TO STOP PROCEEDINGS.—

24 Upon receipt of notice provided under subsection
25 (d)(1), a mortgagee, trustee, or other creditor seek-
26 ing to foreclose on real property secured by an obli-

1 gation covered by this section using any judicial or
2 nonjudicial proceedings shall immediately stop any
3 such proceeding until the end of the covered time pe-
4 riod.

5 “(c) SALE OR FORECLOSURE.—A sale, judicial or
6 nonjudicial foreclosure, or seizure of property for a breach
7 of an obligation described in subsection (a) that is not
8 stayed under subsection (b) shall not be valid during a
9 covered time period except—

10 “(1) upon a court order granted before such
11 sale, judicial or nonjudicial foreclosure, or seizure
12 with a return made and approved by the court; or

13 “(2) if made pursuant to an agreement as pro-
14 vided in section 107.

15 “(d) NOTICE REQUIRED.—

16 “(1) IN GENERAL.—To be covered under this
17 section, a covered individual shall provide to the
18 mortgagee, trustee, or other creditor written notice
19 that such individual is so covered.

20 “(2) MANNER.—Written notice under para-
21 graph (1) may be provided electronically.

22 “(3) TIME.—Notice provided under paragraph
23 (1) shall be provided during the covered time period.

1 “(4) CONTENTS.—With respect to a service-
2 member described in subsection (g)(1)(A), notice
3 shall include—

4 “(A) a copy of the servicemember’s official
5 military orders, or any notification, certifi-
6 cation, or verification from a servicemember’s
7 commanding officer that provides evidence of
8 servicemember’s eligibility for special pay as de-
9 scribed in subsection (g)(1)(A); or

10 “(B) an official notice using a form de-
11 signed under paragraph (5).

12 “(5) OFFICIAL FORMS.—

13 “(A) IN GENERAL.—The Secretary of De-
14 fense shall design and distribute an official De-
15 partment of Defense form that can be used by
16 an individual to give notice under paragraph
17 (1).

18 “(B) USE OF OFFICIAL FORM NOT RE-
19 QUIRED.—Failure by any individual to use a
20 form designed or distributed under subpara-
21 graph (A) to provide notice shall not make such
22 provision of notice invalid.

23 “(e) AGGREGATE DURATION.—The aggregate dura-
24 tion for which a covered individual (except a servicemem-

1 ber described in subsection (g)(1)(A)) may be covered
2 under this section is one year.

3 “(f) MISDEMEANOR.—A person who knowingly
4 makes or causes to be made a sale, foreclosure, or seizure
5 of property that is prohibited by subsection (c), or who
6 knowingly attempts to do so, shall be fined as provided
7 in title 18, United States Code, or imprisoned for not more
8 than one year, or both.

9 “(g) DEFINITIONS.—In this section:

10 “(1) COVERED INDIVIDUAL.—The term ‘cov-
11 ered individual’ means the following individuals:

12 “(A) A servicemember who is or was eligi-
13 ble for hostile fire or imminent danger special
14 pay under section 310 of title 37, United States
15 Code, during a period of military service.

16 “(B) A servicemember placed on convales-
17 cent status, including a servicemember trans-
18 ferred to the temporary disability retired list
19 under section 1202 or 1205 of title 10, United
20 States Code.

21 “(C) A veteran who was medically dis-
22 charged and retired under chapter 61 of title
23 10, United States Code, except for a veteran
24 described in section 1207 of such title.

1 “(D) A surviving spouse (as defined in sec-
2 tion 101(3) of title 38, United States Code, and
3 in accordance with section 103 of such title) of
4 a servicemember who died while in military
5 service if such spouse is the successor in inter-
6 est to property covered under subsection (a).

7 “(2) COVERED TIME PERIOD.—The term ‘cov-
8 ered time period’ means the following time periods:

9 “(A) With respect to a servicemember who
10 is or was eligible for hostile fire or imminent
11 danger special pay under section 310 of title
12 37, United States Code, during a period of mili-
13 tary service, during the period beginning on the
14 first day on which the servicemember is or was
15 eligible for such special pay during such period
16 of military service and ending on the date that
17 is one year after the last day of such period of
18 military service.

19 “(B) With respect to a servicemember de-
20 scribed in paragraph (1)(B), during the one-
21 year period beginning on the date on which the
22 servicemember is placed on convalescent status
23 or transferred to the temporary disability re-
24 tired list under section 1202 or 1205 of title
25 10, United States Code.

1 “(C) With respect to a veteran described in
2 paragraph (1)(C), during the one-year period
3 beginning on the date of the retirement of such
4 veteran.

5 “(D) With respect to a surviving spouse of
6 a servicemember as described in paragraph
7 (1)(D), during the one-year period beginning on
8 the date on which the spouse receives notice of
9 the death of the servicemember.”.

10 (2) CLERICAL AMENDMENT.—The table of con-
11 tents in section 1(b) of such Act is amended by in-
12 serting after the item relating to section 303 the fol-
13 lowing new item:

“Sec. 303B. Mortgages and trust deeds of certain servicemembers, surviving spouses, and disabled veterans.”.

14 (3) CONFORMING AMENDMENT.—Section 107
15 of the Servicemembers Civil Relief Act (50 U.S.C.
16 App. 517) is amended by adding at the end the fol-
17 lowing:

18 “(e) OTHER INDIVIDUALS.—For purposes of this sec-
19 tion, the term ‘servicemember’ includes any covered indi-
20 vidual under section 303B.”.

21 (b) INCREASED CIVIL PENALTIES FOR MORTGAGE
22 VIOLATIONS.—Paragraph (3) of section 801(b) of the
23 Servicemembers Civil Relief Act (50 U.S.C. App.
24 597(b)(3)) is amended to read as follows:

1 “(3) to vindicate the public interest, assess a
2 civil penalty—

3 “(A) with respect to a violation of section
4 207, 303, or 303B regarding real property—

5 “(i) in an amount not exceeding
6 \$110,000 for a first violation; and

7 “(ii) in an amount not exceeding
8 \$220,000 for any subsequent violation; and

9 “(B) with respect to any other violation of
10 this Act—

11 “(i) in an amount not exceeding
12 \$55,000 for a first violation; and

13 “(ii) in an amount not exceeding
14 \$110,000 for any subsequent violation.”.

15 (c) CREDIT DISCRIMINATION.—Section 108 of such
16 Act (50 U.S.C. App. 518) is amended—

17 (1) by striking “Application by” and inserting

18 “(a) APPLICATION OR RECEIPT.—Application by”;

19 and

20 (2) by adding at the end the following new sub-
21 section:

22 “(b) ELIGIBILITY.—In addition to the protections
23 under subsection (a), an individual who is entitled to any
24 right or protection provided under this Act may not be
25 denied or refused credit or be subject to any other action

1 described under paragraphs (1) through (6) of subsection
2 (a) solely by reason of such entitlement.”.

3 (d) REQUIREMENTS FOR LENDING INSTITUTIONS
4 THAT ARE CREDITORS FOR OBLIGATIONS AND LIABIL-
5 ITIES COVERED BY THE SERVICEMEMBERS CIVIL RELIEF
6 ACT.—Section 207 of the Servicemembers Civil Relief Act
7 (50 U.S.C. App. 527) is amended—

8 (1) by redesignating subsections (d) and (e) as
9 subsections (e) and (f), respectively; and

10 (2) by inserting after subsection (c) the fol-
11 lowing new subsection (d):

12 “(d) LENDING INSTITUTION REQUIREMENTS.—

13 “(1) COMPLIANCE OFFICERS.—Each lending in-
14 stitution subject to the requirements of this section
15 shall designate an employee of the institution as a
16 compliance officer who is responsible for ensuring
17 the institution’s compliance with this section and for
18 distributing information to servicemembers whose
19 obligations and liabilities are covered by this section.

20 “(2) TOLL-FREE TELEPHONE NUMBER.—Dur-
21 ing any fiscal year, a lending institution subject to
22 the requirements of this section that had annual as-
23 sets for the preceding fiscal year of \$10,000,000,000
24 or more shall maintain a toll-free telephone number

1 and shall make such telephone number available on
2 the primary Internet website of the institution.”.

3 (e) PENSION FOR CERTAIN VETERANS COVERED BY
4 MEDICAID PLANS FOR SERVICES FURNISHED BY NURS-
5 ING FACILITIES.—Section 5503(d)(7) of title 38, United
6 States Code, is amended by striking “November 30, 2016”
7 and inserting “March 1, 2017”.

8 (f) EFFECTIVE DATE.—Section 303B of the
9 Servicemembers Civil Relief Act, as added by subsection
10 (a), and the amendments made by this section (other than
11 the amendment made by subsection (e)), shall take effect
12 on the date that is one year after the date of the enact-
13 ment of this Act.

14 **SEC. 557. DEPARTMENT OF DEFENSE RECOGNITION OF DE-**
15 **PENDENTS OF MEMBERS OF THE ARMED**
16 **FORCES WHO SERVE IN COMBAT ZONES.**

17 (a) ESTABLISHMENT AND PRESENTATION OF LAPEL
18 BUTTONS.—Chapter 57 of title 10, United States Code,
19 is amended by inserting after section 1126 the following
20 new section:

21 **“§ 1126b. Dependent-of-a-combat-veteran lapel but-**
22 **ton: eligibility and presentation**

23 “(a) DESIGN AND ELIGIBILITY.—A lapel button, to
24 be known as the dependent-of-a-combat-veteran lapel but-
25 ton, shall be designed, as approved by the Secretary of

1 Defense, to identify and recognize the dependent of a
2 member of the armed forces who is serving or has served
3 in a combat zone for a period of more than 30 days.

4 “(b) PRESENTATION.—The Secretary concerned may
5 authorize the use of appropriated funds to procure de-
6 pendent-of-a-combat-veteran lapel buttons and to provide
7 for their presentation to eligible dependents of members.

8 “(c) EXCEPTION TO TIME-PERIOD REQUIREMENT.—
9 The 30-day period specified in subsection (a) does not
10 apply if the member is killed or wounded in the combat
11 zone before the expiration the period.

12 “(d) LICENSE TO MANUFACTURE AND SELL LAPEL
13 BUTTONS.—Section 901(c) of title 36 shall apply with re-
14 spect to the dependent-of-a-combat-veteran lapel button
15 authorized by this section.

16 “(e) COMBAT ZONE DEFINED.—In this section, the
17 term ‘combat zone’ has the meaning given that term in
18 section 112(c)(2) of the Internal Revenue Code of 1986.

19 “(f) REGULATIONS.—The Secretary of Defense shall
20 issue such regulations as may be necessary to carry out
21 this section. The Secretary shall ensure that the regula-
22 tions are uniform for each armed force to the extent prac-
23 ticable.”.

24 (b) CLERICAL AMENDMENT.—The table of sections
25 at the beginning of such chapter is amended by inserting

1 after the item relating to section 1126 the following new
2 item:

“1126b. Dependent-of-a-combat-veteran lapel button: eligibility and presentation.”.

3 **Subtitle F—Education and Train-**
4 **ing Opportunities and Wellness**

5 **SEC. 561. INCLUSION OF FREELY ASSOCIATED STATES**
6 **WITHIN SCOPE OF JUNIOR RESERVE OFFI-**
7 **CERS’ TRAINING CORPS PROGRAM.**

8 Section 2031(a) of title 10, United States Code, is
9 amended by adding at the end the following new para-
10 graph:

11 “(3) If a secondary educational institution in the
12 Federated States of Micronesia, the Republic of the Mar-
13 shall Islands, or the Republic of Palau otherwise meets
14 the conditions imposed by subsection (b) on the establish-
15 ment and maintenance of units of the Junior Reserve Offi-
16 cers’ Training Corps, the Secretary of a military depart-
17 ment may establish and maintain a unit of the Junior Re-
18 serve Officers’ Training Corps at the secondary edu-
19 cational institution even though the secondary educational
20 institution is not a United States secondary educational
21 institution.”.

1 **SEC. 562. IMPROVED CLIMATE ASSESSMENTS AND DISSEMI-**
2 **NATION AND TRACKING OF RESULTS.**

3 (a) IMPROVED DISSEMINATION OF RESULTS IN
4 CHAIN OF COMMAND.—The Secretary of Defense shall en-
5 sure that the results of command climate assessments are
6 provided to the relevant individual commander and to the
7 next higher level of command.

8 (b) PERFORMANCE TRACKING.—

9 (1) EVIDENCE OF COMPLIANCE.—The Sec-
10 retary of each military department shall include in
11 the performance evaluations and assessments used
12 by each Armed Force under the jurisdiction of the
13 Secretary a designated form where senior com-
14 manders can indicate whether the commander has
15 conducted the required climate assessments.

16 (2) EFFECT OF FAILURE TO CONDUCT ASSESS-
17 MENT.—If a commander is found to not have con-
18 ducted the required climate assessments, the failure
19 shall be noted in the commander's performance eval-
20 uation and be considered a serious factor during
21 consideration for any subsequent promotion.

22 (c) TRACKING SYSTEM.—The Inspector General of
23 the Department of Defense shall develop a system to track
24 whether commanders are conducting command climate as-
25 sessments.

1 (d) UNIT COMPLIANCE REPORTS.—Working with the
2 Inspector General of the Department of Defense, unit
3 commanders shall gather all the climate assessments from
4 the unit and develop a compliance report that, at a min-
5 imum, shall include the following:

6 (1) A comprehensive overview of the concerns
7 members of the unit expressed in the climate assess-
8 ments.

9 (2) Data showing how leadership is perceived in
10 the unit.

11 (3) A detailed strategic plan on how leadership
12 plans to address the expressed concerns.

13 **SEC. 563. SERVICE-WIDE 360 ASSESSMENTS.**

14 (a) ADOPTION OF 360-DEGREE APPROACH.—The
15 Secretary of each military department shall develop an as-
16 sessment program modeled after the current Department
17 of the Army Multi-Source Assessment and Feedback
18 (MSAF) Program, known in this section as the “360-de-
19 gree approach”.

20 (b) REPORT ON INCLUSION IN PERFORMANCE EVAL-
21 UATION REPORTS.—Not later than 90 days after the date
22 of the enactment of this Act, the Secretary of Defense
23 shall submit to Congress a report containing the results
24 of an assessment of the feasibility of including the 360-

1 degree approach as part of the performance evaluation re-
2 ports.

3 (c) INDIVIDUAL COUNSELING.—The Secretary of
4 each military department shall include individual coun-
5 seling as part of the performance evaluation process.

6 **SEC. 564. HEALTH WELFARE INSPECTIONS.**

7 The Secretary of each military department shall con-
8 duct health welfare inspections on a monthly basis in order
9 to ensure and maintain security, military readiness, good
10 order, and discipline of all units of the Armed Forces
11 under the jurisdiction of the Secretary. Results of the
12 Health Welfare Inspections shall be provided to both the
13 commander and senior commander.

14 **SEC. 565. REVIEW OF SECURITY OF MILITARY INSTALLA-**
15 **TIONS, INCLUDING BARRACKS AND MULTI-**
16 **FAMILY RESIDENCES.**

17 (a) REVIEW OF SECURITY MEASURES.—The Sec-
18 retary of Defense shall conduct a review of security meas-
19 ures on United States military installations, specifically
20 with regard to barracks and multi-family residences on
21 military installations, for the purpose of ensuring the safe-
22 ty of members of the Armed Forces and their dependents
23 who reside on military installations.

24 (b) ELEMENTS OF STUDY.—In conducting the review
25 under subsection (a), the Secretary of Defense shall—

1 (1) identify security gaps on military installa-
2 tions; and

3 (2) evaluate the feasibility and effectiveness of
4 using 24-hour electronic monitoring or placing secu-
5 rity personnel at all points of entry into barracks
6 and multi-family residences on military installation.

7 (c) SUBMISSION OF RESULTS.—Not later than 90
8 days after the date of the enactment of this Act, the Sec-
9 retary of Defense shall submit to Congress a report con-
10 taining the results of the study conducted under sub-
11 section (a), including an estimate of the costs—

12 (1) to eliminate all security gaps identified
13 under subsection (b)(1); and

14 (2) to provide 24-hour security monitoring as
15 evaluated under subsection (b)(2).

16 **SEC. 566. ENHANCEMENT OF MECHANISMS TO CORRELATE**
17 **SKILLS AND TRAINING FOR MILITARY OCCU-**
18 **PATIONAL SPECIALTIES WITH SKILLS AND**
19 **TRAINING REQUIRED FOR CIVILIAN CERTIFI-**
20 **CATIONS AND LICENSES.**

21 (a) IMPROVEMENT OF INFORMATION AVAILABLE TO
22 MEMBERS OF THE ARMED FORCES ABOUT CORRELA-
23 TION.—

24 (1) IN GENERAL.—The Secretaries of the mili-
25 tary departments, in coordination with the Under

1 Secretary of Defense for Personnel and Readiness,
2 shall, to the maximum extent practicable, make in-
3 formation on civilian credentialing opportunities
4 available to members of the Armed Forces beginning
5 with, and at every stage of, training of members for
6 military occupational specialties, in order to permit
7 members—

8 (A) to evaluate the extent to which such
9 training correlates with the skills and training
10 required in connection with various civilian cer-
11 tifications and licenses; and

12 (B) to assess the suitability of such train-
13 ing for obtaining or pursuing such civilian cer-
14 tifications and licenses.

15 (2) COORDINATION WITH TRANSITION GOALS
16 PLANS SUCCESS PROGRAM.—Information shall be
17 made available under paragraph (1) in a manner
18 consistent with the Transition Goals Plans Success
19 (GPS) program.

20 (3) TYPES OF INFORMATION.—The information
21 made available under paragraph (1) shall include,
22 but not be limited to, the following:

23 (A) Information on the civilian occupa-
24 tional equivalents of military occupational spe-
25 cialties (MOS).

1 (B) Information on civilian license or cer-
2 tification requirements, including examination
3 requirements.

4 (C) Information on the availability and op-
5 portunities for use of educational benefits avail-
6 able to members of the Armed Forces, as ap-
7 propriate, corresponding training, or continuing
8 education that leads to a certification exam in
9 order to provide a pathway to credentialing op-
10 portunities.

11 (4) USE AND ADAPTATION OF CERTAIN PRO-
12 GRAMS.—In making information available under
13 paragraph (1), the Secretaries of the military de-
14 partments may use and adapt appropriate portions
15 of the Credentialing Opportunities On-Line (COOL)
16 programs of the Army and the Navy and the
17 Credentialing and Educational Research Tool
18 (CERT) of the Air Force.

19 (b) IMPROVEMENT OF ACCESS OF ACCREDITED CI-
20 VILIAN CREDENTIALING AGENCIES TO MILITARY TRAIN-
21 ING CONTENT.—

22 (1) IN GENERAL.—The Secretaries of the mili-
23 tary departments, in coordination with the Under
24 Secretary of Defense for Personnel and Readiness,
25 shall, to the maximum extent practicable consistent

1 with national security requirements, make available
2 to accredited civilian credentialing agencies that
3 issue certifications or licenses, upon request of such
4 agencies, information such as military course train-
5 ing curricula, syllabi, and materials, levels of mili-
6 tary advancement attained, and professional skills
7 developed.

8 (2) CENTRAL REPOSITORY.—The actions taken
9 pursuant to paragraph (1) may include the estab-
10 lishment of a central repository of information on
11 training and training materials provided members in
12 connection with military occupational specialties
13 that is readily accessible by accredited civilian
14 credentialing agencies described in that paragraph in
15 order to meet requests described in that paragraph.

16 **SEC. 567. USE OF EDUCATIONAL ASSISTANCE FOR**
17 **COURSES IN PURSUIT OF CIVILIAN CERTIFI-**
18 **CATIONS OR LICENSES.**

19 (a) COURSES UNDER DEPARTMENT OF DEFENSE
20 EDUCATIONAL ASSISTANCE AUTHORITIES.—

21 (1) IN GENERAL.—Chapter 101 of title 10,
22 United States Code, is amended by inserting after
23 section 2015 the following new section:

1 **“§ 2015a. Civilian certifications and licenses: use of**
2 **educational assistance for courses in pur-**
3 **suit of civilian certifications or licenses**

4 “(a) LIMITATION ON USE OF ASSISTANCE.—In the
5 case of a member of the armed forces who is enrolled in
6 an educational institution in a State for purposes of ob-
7 taining employment in an occupation or profession requir-
8 ing the approval or licensure of a board or agency of that
9 State, educational assistance specified in subsection (b)
10 may be used by the member for a course offered by the
11 educational institution that is a required element of the
12 curriculum to be satisfied to obtain employment in that
13 occupation or profession only if—

14 “(1) the successful completion of the cur-
15 rriculum fully qualifies a student to—

16 “(A) take any examination required for
17 entry into the occupation or profession, includ-
18 ing satisfying any State or professionally man-
19 dated programmatic and specialized accredita-
20 tion requirements; and

21 “(B) be certified or licensed or meet any
22 other academically related pre-conditions that
23 are required for entry into the occupation or
24 profession; and

25 “(2) in the case of State licensing or profes-
26 sionally mandated requirements for entry into the

1 occupation or profession that require specialized ac-
2 creditation, the curriculum meets the requirement
3 for specialized accreditation through its accreditation
4 or pre-accreditation by an accrediting agency or as-
5 sociation recognized by the Secretary of Education
6 or designated by that State as a reliable authority
7 as to the quality or training offered by the institu-
8 tion in that program.

9 “(b) COVERED EDUCATIONAL ASSISTANCE.—The
10 educational assistance specified in this subsection is edu-
11 cational assistance as follows:

12 “(1) Educational assistance for members of the
13 armed forces under section 2007 and 2015 of this
14 title.

15 “(2) Educational assistance for persons enlist-
16 ing for active duty under chapter 106A of this title.

17 “(3) Educational assistance for members of the
18 armed forces held as captives under section 2183 of
19 this title.

20 “(4) Educational assistance for members of the
21 Selected Reserve under chapter 1606 of this title.

22 “(5) Educational assistance for reserve compo-
23 nent members supporting contingency operations
24 and other operations under chapter 1607 of this
25 title.

1 “(6) Such other educational assistance provided
2 members of the armed force under the laws the ad-
3 ministered by the Secretary of Defense or the Secre-
4 taries of the military departments as the Secretary
5 of Defense shall designate for purposes of this sec-
6 tion.”.

7 (2) CLERICAL AMENDMENT.—The table of sec-
8 tions at the beginning of chapter 101 of such title
9 is amended by inserting after the item relating to
10 section 2015 the following new item:

“2015a. Civilian certifications and licenses: use of educational assistance for
courses in pursuit of civilian certifications or licenses.”.

11 (b) EFFECTIVE DATE.—The amendments made by
12 this section shall take effect on August 1, 2014, and shall
13 apply with respect to courses pursued on or after that
14 date.

15 **SEC. 568. REQUIREMENT TO CONTINUE PROVISION OF TUI-**
16 **TION ASSISTANCE FOR MEMBERS OF THE**
17 **ARMED FORCES.**

18 The Secretary of each military department shall carry
19 out tuition assistance programs for members of an Armed
20 Force under the jurisdiction of that Secretary during fis-
21 cal year 2014 using an amount not less than the sum of
22 any amounts appropriated or otherwise made available for
23 tuition assistance for members of that Armed Force for
24 fiscal year 2014.

1 **SEC. 569. INTERNET ACCESS FOR MEMBERS OF THE ARMY,**
2 **NAVY, AIR FORCE, AND MARINE CORPS SERV-**
3 **ING IN COMBAT ZONES.**

4 (a) **PROVISION OF INTERNET ACCESS REQUIRE-**
5 **MENT.**—The Secretaries of the military departments shall
6 ensure that members of the Army, Navy, Air Force, and
7 Marine Corps who are deployed in an area for which immi-
8 nent danger pay or hazardous duty pay is authorized
9 under section 310 or 351 of title 37, United States Code,
10 have reasonable access to the Internet in order to permit
11 the members—

- 12 (1) to engage in video-conferencing and other
13 communication with their families and friends; and
14 (2) to enjoy the educational and recreational ca-
15 pabilities of the Internet via websites approved by
16 the Secretary concerned.

17 (b) **WAIVER AUTHORITY.**—The Secretary of a mili-
18 tary department may waive the requirement imposed by
19 subsection (a) for an area, or for certain time periods in
20 an area, if the Secretary determines that the security envi-
21 ronment of the area does not reasonably allow for rec-
22 reational Internet use.

23 (c) **NO CHARGE FOR ACCESS AND USE.**—Internet ac-
24 cess and use shall be provided to members under this sec-
25 tion without charge.

1 (d) EFFECTIVE DATE.—The requirement imposed by
2 subsection (a) shall take effect on January 1, 2014.

3 **SEC. 570. REPORT ON THE TROOPS TO TEACHERS PRO-**
4 **GRAM.**

5 Not later than March 1, 2014, the Secretary of De-
6 fense shall submit to the Committees on Armed Services
7 of the Senate and House of Representatives a report on
8 the Troops to Teachers program that includes each of the
9 following:

10 (1) An evaluation of whether there is a need to
11 broaden eligibility to allow service members and vet-
12 erans without a bachelor's degree admission into the
13 program and whether the program can be strength-
14 ened.

15 (2) An evaluation of whether a pilot program
16 should be established to demonstrate the potential
17 benefit of an institutional based award for troops to
18 teachers, as long as any such pilot maximizes bene-
19 fits to soldiers and minimizes administrative and
20 other overhead costs at the participating academic
21 institutions.

1 **SEC. 570A. SECRETARY OF DEFENSE REPORT ON FEASI-**
2 **BILITY OF REQUIRING AUTOMATIC OPER-**
3 **ATION OF CURRENT PROHIBITION ON AC-**
4 **CRUAL OF INTEREST ON DIRECT STUDENT**
5 **LOANS OF CERTAIN MEMBERS OF THE**
6 **ARMED FORCES.**

7 Not later than 90 days after the date of the enact-
8 ment of this Act, the Secretary of Defense, after consulta-
9 tion with relevant Federal agencies, shall submit to Con-
10 gress a report addressing the following:

11 (1) Whether application of the benefits provided
12 under section 455(o) of the Higher Education Act of
13 1965 (20 U.S.C. 1087e(o)) could occur automati-
14 cally for members of the Armed Forces eligible for
15 the benefits.

16 (2) How the Department of Defense would im-
17 plement the automatic operation of the current pro-
18 hibition on the accrual of interest on direct student
19 loans of certain members, including the Federal
20 agencies with which the Department of Defense
21 would coordinate.

22 (3) If the Secretary determines that automatic
23 operation is not feasible, an explanation of the rea-
24 sons for that determination.

1 **Subtitle G—Defense Dependents’**
2 **Education**

3 **SEC. 571. CONTINUATION OF AUTHORITY TO ASSIST LOCAL**
4 **EDUCATIONAL AGENCIES THAT BENEFIT DE-**
5 **PENDENTS OF MEMBERS OF THE ARMED**
6 **FORCES AND DEPARTMENT OF DEFENSE CI-**
7 **VILIAN EMPLOYEES.**

8 (a) ASSISTANCE TO SCHOOLS WITH SIGNIFICANT
9 NUMBERS OF MILITARY DEPENDENT STUDENTS.—Of the
10 amount authorized to be appropriated for fiscal year 2014
11 by section 301 and available for operation and mainte-
12 nance for Defense-wide activities as specified in the fund-
13 ing table in section 4301, \$20,000,000 shall be available
14 only for the purpose of providing assistance to local edu-
15 cational agencies under subsection (a) of section 572 of
16 the National Defense Authorization Act for Fiscal Year
17 2006 (Public Law 109–163; 20 U.S.C. 7703b).

18 (b) ASSISTANCE TO SCHOOLS WITH ENROLLMENT
19 CHANGES DUE TO BASE CLOSURES, FORCE STRUCTURE
20 CHANGES, OR FORCE RELOCATIONS.—

21 (1) EXTENSION OF AUTHORITY TO PROVIDE AS-
22 SISTANCE.—Section 572(b)(4) of the National De-
23 fense Authorization Act for Fiscal Year 2006 (20
24 U.S.C. 7703b(b)(4)) is amended by striking “Sep-

1 tember 30, 2014” and inserting “September 30,
2 2015”.

3 (2) AMOUNT OF ASSISTANCE AUTHORIZED.—Of
4 the amount authorized to be appropriated for fiscal
5 year 2014 by section 301 and available for operation
6 and maintenance for Defense-wide activities as spec-
7 ified in the funding table in section 4301,
8 \$5,000,000 shall be available only for the purpose of
9 providing assistance to local educational agencies
10 under subsection (b) of section 572 of the National
11 Defense Authorization Act for Fiscal Year 2006 (20
12 U.S.C. 7703b).

13 (c) LOCAL EDUCATIONAL AGENCY DEFINED.—In
14 this section, the term “local educational agency” has the
15 meaning given that term in section 8013(9) of the Ele-
16 mentary and Secondary Education Act of 1965 (20 U.S.C.
17 7713(9)).

18 **SEC. 572. SUPPORT FOR EFFORTS TO IMPROVE ACADEMIC**
19 **ACHIEVEMENT AND TRANSITION OF MILI-**
20 **TARY DEPENDENT STUDENTS.**

21 The Secretary of Defense may make grants to non-
22 profit organizations that provide services to improve the
23 academic achievement of military dependent students, in-
24 cluding those nonprofit organizations whose programs
25 focus on improving the civic responsibility of military de-

1 pendent students and their understanding of the Federal
2 Government through direct exposure to the operations of
3 the Federal Government.

4 **SEC. 573. TREATMENT OF TUITION PAYMENTS RECEIVED**
5 **FOR VIRTUAL ELEMENTARY AND SECONDARY**
6 **EDUCATION COMPONENT OF DEPARTMENT**
7 **OF DEFENSE EDUCATION PROGRAM.**

8 (a) CREDITING OF PAYMENTS.—Section 2164(l) of
9 title 10, United States Code, is amended by adding at the
10 end the following new paragraph:

11 “(3) Any payments received by the Secretary of De-
12 fense under this subsection shall be credited to the account
13 designated by the Secretary for the operation of the virtual
14 educational program under this subsection. Payments so
15 credited shall be merged with other funds in the account
16 and shall be available, to the extent provided in advance
17 in appropriation Acts, for the same purposes and the same
18 period as other funds in the account.”.

19 (b) APPLICATION OF AMENDMENT.—The amendment
20 made by subsection (a) shall apply only with respect to
21 tuition payments received under section 2164(l) of title
22 10, United States Code, for enrollments authorized by
23 such section, after the date of the enactment of this Act,
24 in the virtual elementary and secondary education pro-
25 gram of the Department of Defense education program.

1 **SEC. 583. STANDARDIZATION OF TIME-LIMITS FOR RECOM-**
2 **MENDING AND AWARDING MEDAL OF HONOR,**
3 **DISTINGUISHED-SERVICE CROSS, NAVY**
4 **CROSS, AIR FORCE CROSS, AND DISTIN-**
5 **GUISHED-SERVICE MEDAL.**

6 (a) ARMY.—Section 3744(b) of title 10, United
7 States Code, is amended—

8 (1) in paragraph (1), by striking “three years”
9 and inserting “five years”; and

10 (2) in paragraph (2), by striking “two years”
11 and inserting “three years”.

12 (b) AIR FORCE.—Section 8744(b) of such title is
13 amended—

14 (1) in paragraph (1), by striking “three years”
15 and inserting “five years”; and

16 (2) in paragraph (2), by striking “two years”
17 and inserting “three years”.

18 **SEC. 584. RECODIFICATION AND REVISION OF ARMY, NAVY,**
19 **AIR FORCE, AND COAST GUARD MEDAL OF**
20 **HONOR ROLL REQUIREMENTS.**

21 (a) AUTOMATIC ENROLLMENT AND FURNISHING OF
22 CERTIFICATE.—

23 (1) IN GENERAL.—Chapter 57 of title 10,
24 United States Code, is amended by inserting after
25 section 1134 the following new section:

1 **“§ 1134a. Medal of honor: Army, Navy, Air Force, and**
2 **Coast Guard Medal of Honor Roll**

3 “(a) ESTABLISHMENT.—There shall be in the De-
4 partment of the Army, the Department of the Navy, the
5 Department of the Air Force, and the Department in
6 which the Coast Guard is operating a roll designated as
7 the ‘Army, Navy, Air Force, and Coast Guard Medal of
8 Honor Roll’.

9 “(b) ENROLLMENT.—The Secretary concerned shall
10 enter and record on the Army, Navy, Air Force, and Coast
11 Guard Medal of Honor Roll the name of each person who
12 has served on active duty in the armed forces and who
13 has been awarded a medal of honor pursuant to section
14 3741, 6241, or 8741 of this title or section 491 of title
15 14.

16 “(c) ISSUANCE OF ENROLLMENT CERTIFICATE.—
17 Each living person whose name is entered on the Army,
18 Navy, Air Force, and Coast Guard Medal of Honor Roll
19 shall be issued a certificate of enrollment on the roll.

20 “(d) ENTITLEMENT TO SPECIAL PENSION; NOTICE
21 TO SECRETARY OF VETERANS AFFAIRS.—The Secretary
22 concerned shall deliver to the Secretary of Veterans Af-
23 fairs a certified copy of each certificate of enrollment
24 issued under subsection (c). The copy of the certificate
25 shall authorize the Secretary of Veterans Affairs to pay

1 the special pension provided by section 1562 of title 38
2 to the person named in the certificate.”.

3 (2) CLERICAL AMENDMENT.—The table of sec-
4 tions at the beginning of such chapter is amended
5 by inserting after the item relating to section 1134
6 the following new item:

“1134a. Medal of honor: Army, Navy, Air Force, and Coast Guard Medal of
Honor Roll.”.

7 (b) SPECIAL PENSION.—

8 (1) AUTOMATIC ENTITLEMENT.—Subsection (a)
9 of section 1562 of title 38, United States Code, is
10 amended—

11 (A) by striking “each person” and insert-
12 ing “each living person”;

13 (B) by striking “Honor roll” and inserting
14 “Honor Roll”;

15 (C) by striking “subsection (c) of section
16 1561 of this title” and inserting “subsection (d)
17 of section 1134a of title 10”; and

18 (D) by striking “date of application there-
19 for under section 1560 of this title” and insert-
20 ing “date on which the person’s name is en-
21 tered on the Army, Navy, Air Force, and Coast
22 Guard Medal of Honor Roll under subsection
23 (b) of such section”.

1 (2) ELECTION TO DECLINE SPECIAL PEN-
2 SION.—Such section is further amended by adding
3 at the end the following new subsection:

4 “(g)(1) A person who is entitled to special pension
5 under subsection (a) may elect not to receive special pen-
6 sion by notifying the Secretary of such election in writing.

7 “(2) Upon receipt of an election made by a person
8 under paragraph (1) not to receive special pension, the
9 Secretary shall cease payments of special pension to the
10 person.”.

11 (c) CONFORMING AMENDMENTS.—

12 (1) REPEAL OF RECODIFIED PROVISIONS.—Sec-
13 tions 1560 and 1561 of title 38, United States Code,
14 are repealed.

15 (2) CLERICAL AMENDMENTS.—The table of sec-
16 tions at the beginning of chapter 15 of such title is
17 amended by striking the items relating to sections
18 1560 and 1561.

19 (d) APPLICATION OF AMENDMENTS.—The amend-
20 ments made by this section shall apply with respect to
21 Medals of Honor awarded on or after the date of the en-
22 actment of this Act.

1 **SEC. 585. TREATMENT OF VICTIMS OF THE ATTACKS AT RE-**
2 **CRUITING STATION IN LITTLE ROCK, ARKAN-**
3 **SAS, AND AT FORT HOOD, TEXAS.**

4 (a) AWARD OF PURPLE HEART REQUIRED.—The
5 Secretary of the military department concerned shall
6 award the Purple Heart to the members of the Armed
7 Forces who were killed or wounded in the attacks that
8 occurred at the recruiting station in Little Rock, Arkan-
9 sas, on June 1, 2009, and at Fort Hood, Texas, on No-
10 vember 5, 2009.

11 (b) EXCEPTION.—This section shall not apply to a
12 member of the Armed Forces whose death or wound in
13 an attack described in subsection (a) was the result of the
14 willful misconduct of the member.

15 **SEC. 586. RETROACTIVE AWARD OF ARMY COMBAT ACTION**
16 **BADGE.**

17 (a) AUTHORITY TO AWARD.—The Secretary of the
18 Army may award the Army Combat Action Badge (estab-
19 lished by order of the Secretary of the Army through
20 Headquarters, Department of the Army Letter 600–05–
21 1, dated June 3, 2005) to a person who, while a member
22 of the Army, participated in combat during which the per-
23 son personally engaged, or was personally engaged by, the
24 enemy at any time during the period beginning on Decem-
25 ber 7, 1941, and ending on September 18, 2001 (the date
26 of the otherwise applicable limitation on retroactivity for

1 the award of such decoration), if the Secretary determines
2 that the person has not been previously recognized in an
3 appropriate manner for such participation.

4 (b) PROCUREMENT OF BADGE.—The Secretary of
5 the Army may make arrangements with suppliers of the
6 Army Combat Action Badge so that eligible recipients of
7 the Army Combat Action Badge pursuant to subsection
8 (a) may procure the badge directly from suppliers, thereby
9 eliminating or at least substantially reducing administra-
10 tive costs for the Army to carry out this section.

11 **SEC. 587. REPORT ON NAVY REVIEW, FINDINGS, AND AC-**
12 **TIONS PERTAINING TO MEDAL OF HONOR**
13 **NOMINATION OF MARINE CORPS SERGEANT**
14 **RAFAEL PERALTA.**

15 Not later than 30 days after the date of the enact-
16 ment of this Act, the Secretary of the Navy shall submit
17 to the Committees on Armed Services of the Senate and
18 House of Representatives a report describing the Navy re-
19 view, findings, and actions pertaining to the Medal of
20 Honor nomination of Marine Corps Sergeant Rafael
21 Peralta. The report shall account for all evidence sub-
22 mitted with regard to the case.

1 **SEC. 588. AUTHORIZATION FOR AWARD OF THE DISTIN-**
2 **GUISHED-SERVICE CROSS TO SERGEANT**
3 **FIRST CLASS ROBERT F. KEISER FOR ACTS**
4 **OF VALOR DURING THE KOREAN WAR.**

5 (a) AUTHORIZATION.—Notwithstanding the time lim-
6 itations specified in section 3144 of title 10, United States
7 Code, or any other time limitation with respect to the
8 awarding of certain medals to persons who served in the
9 Armed Forces, the Secretary of the Army is authorized
10 and requested to award the Distinguished-Service Cross
11 under section 3742 of such title to Sergeant First Class
12 Robert F. Keiser for the acts of valor referred to in sub-
13 section (b) during the Korean War.

14 (b) ACTS OF VALOR DESCRIBED.—The acts of valor
15 referred to in subsection (a) are the actions of Robert F.
16 Keiser's on November 30, 1950, as a member of the 2d
17 Military Police Company, 2d Infantry Division, United
18 States Army, during the Division's successful withdrawal
19 from the Kunuri-Sunchon Pass.

20 **SEC. 589. REQUIRED GOLD CONTENT FOR MEDAL OF**
21 **HONOR.**

22 (a) ARMY.—

23 (1) GOLD CONTENT.—Section 3741 of title 10,
24 United States Code, is amended—

25 (A) by striking “The President” and in-
26 serting “(a) AWARD.—The President”; and

1 (B) by adding at the end the following new
2 subsection:

3 “(b) GOLD CONTENT.—The metal content of the
4 Medal of Honor shall be 90 percent gold and 10 percent
5 alloy.”.

6 (2) EXCEPTION FOR DUPLICATE MEDAL.—Sec-
7 tion 3754 of such title is amended by adding at the
8 end the following new sentence: “Section 3741(b) of
9 this title shall not apply to the issuance of a dupli-
10 cate Medal of Honor under this section.”.

11 (b) NAVY.—

12 (1) GOLD CONTENT.—Section 6241 of title 10,
13 United States Code, is amended—

14 (A) by striking “The President” and in-
15 serting “(a) AWARD.—The President”; and

16 (B) by adding at the end the following new
17 subsection:

18 “(b) GOLD CONTENT.—The metal content of the
19 Medal of Honor shall be 90 percent gold and 10 percent
20 alloy.”.

21 (2) EXCEPTION FOR DUPLICATE MEDAL.—Sec-
22 tion 6256 of such title is amended by adding at the
23 end the following new sentence: “Section 6241(b) of
24 this title shall not apply to the issuance of a dupli-
25 cate Medal of Honor under this section.”.

1 (c) AIR FORCE.—

2 (1) GOLD CONTENT.—Section 8741 of title 10,
3 United States Code, is amended—

4 (A) by striking “The President” and in-
5 serting “(a) AWARD.—The President”; and

6 (B) by adding at the end the following new
7 subsection:

8 “(b) GOLD CONTENT.—The metal content of the
9 Medal of Honor shall be 90 percent gold and 10 percent
10 alloy.”.

11 (2) EXCEPTION FOR DUPLICATE MEDAL.—Sec-
12 tion 8754 of such title is amended by adding at the
13 end the following new sentence: “Section 8741(b) of
14 this title shall not apply to the issuance of a dupli-
15 cate Medal of Honor under this section.”.

16 (d) COAST GUARD.—

17 (1) GOLD CONTENT.—Section 491 of title 14,
18 United States Code, is amended—

19 (A) by striking “The President” and in-
20 serting “(a) AWARD.—The President”; and

21 (B) by adding at the end the following new
22 subsection:

23 “(b) GOLD CONTENT.—The metal content of the
24 Medal of Honor shall be 90 percent gold and 10 percent
25 alloy.”.

1 (2) EXCEPTION FOR DUPLICATE MEDAL.—Sec-
2 tion 504 of such title is amended by adding at the
3 end the following new sentence: “Section 491(b) of
4 this title shall not apply to the issuance of a dupli-
5 cate Medal of Honor under this section.”.

6 (e) EFFECTIVE DATE.—The amendments made by
7 this section shall apply with respect to Medals of Honor
8 awarded after the date of the enactment of this Act.

9 **SEC. 590. CONSIDERATION OF SILVER STAR AWARD NOMI-**
10 **NATIONS.**

11 The Secretary of the Army shall consider the nomina-
12 tions for the Silver Star Award, as previously submitted,
13 for retired Master Sergeants Michael McElhiney, Ronnie
14 Raikes, Gilbert Magallanes, and Staff Sergeant Wesley
15 McGirr.

16 **SEC. 590A. REPORT ON ARMY REVIEW, FINDINGS, AND AC-**
17 **TIONS PERTAINING TO MEDAL OF HONOR**
18 **NOMINATION OF CAPTAIN WILLIAM L.**
19 **ALBRACHT.**

20 Not later than 30 days after the date of the enact-
21 ment of this Act, the Secretary of the Army shall submit
22 to the Committee on Armed Services of the House of Rep-
23 resentatives a report describing the Army’s review, find-
24 ings, and actions pertaining to the Medal of Honor nomi-

1 nation of Captain William L. Albracht. The report shall
2 account for all evidence submitted with regard to the case.

3 **SEC. 590B. REPLACEMENT OF MILITARY DECORATIONS.**

4 (a) PROMPT REPLACEMENT REQUIRED; ANNUAL RE-
5 PORT.—Section 1135 of title 10, United States Code, is
6 amended—

7 (1) by redesignating subsection (b) as sub-
8 section (d); and

9 (2) by inserting after subsection (a) the fol-
10 lowing new subsections:

11 “(b) PROMPT REPLACEMENT REQUIRED.—When a
12 request for the replacement of a military decoration is re-
13 ceived under this section or section 3747, 3751, 6253,
14 8747, or 8751 of this title, the Secretary concerned shall
15 ensure that—

16 “(1) all actions to be taken with respect to the
17 request, including verification of the service record
18 of the recipient of the military decoration, are com-
19 pleted within one year; and

20 “(2) the replacement military decoration is
21 mailed to the person requesting the replacement
22 military decoration within 60 days after verification
23 of the service record.

24 “(c) ANNUAL REPORT.—The Secretary of Defense
25 shall submit to the congressional defense committees an

1 annual report regarding compliance by the military de-
2 partments with the performance standards imposed by
3 subsection (b). Each report shall include—

4 “(1) for the one-year period covered by the re-
5 port—

6 “(A) the average number of days it took to
7 verify the service record and entitlement of
8 members and former members of the armed
9 forces for replacement military decorations;

10 “(B) the average number of days between
11 receipt of a request and the date on which the
12 replacement military decoration was mailed;
13 and

14 “(C) the average number of days between
15 verification of a service record and the date on
16 which the replacement military decoration was
17 mailed; and

18 “(2) an estimate of the funds necessary for the
19 next fiscal year to meet or exceed such performance
20 standards.”.

21 (b) PLAN REQUIRED.—Not later than 180 days after
22 the date of the enactment of this Act, the Secretary of
23 Defense shall submit to the congressional defense commit-
24 tees (as defined in section 101(a)(16) of title 10, United
25 States Code) a plan to implement the amendments made

1 by subsection (a), including an estimate of the funds nec-
2 essary for fiscal year 2015 to meet or exceed the perform-
3 ance standards imposed by such amendments.

4 **SEC. 590C. AUTHORIZATION FOR AWARD OF THE MEDAL OF**
5 **HONOR TO FIRST LIEUTENANT ALONZO H.**
6 **CUSHING FOR ACTS OF VALOR DURING THE**
7 **CIVIL WAR.**

8 (a) **AUTHORIZATION.**—Subject to subsection (c), not-
9 withstanding the time limitations specified in section 3744
10 of title 10, United States Code, or any other time limita-
11 tion with respect to the awarding of certain medals to per-
12 sons who served in the Armed Forces, the President is
13 authorized and requested to award the Medal of Honor
14 under section 3741 of such title to then First Lieutenant
15 Alonzo H. Cushing for conspicuous acts of gallantry and
16 intrepidity at the risk of life and beyond the call of duty
17 in the Civil War, as described in subsection (b).

18 (b) **ACTS OF VALOR DESCRIBED.**—The acts of valor
19 referred to in subsection (a) are the actions of then First
20 Lieutenant Alonzo H. Cushing while in command of Bat-
21 tery A, 4th United States Artillery, Army of the Potomac,
22 at Gettysburg, Pennsylvania, on July 3, 1863, during the
23 American Civil War.

24 (c) **REPORT SUBMISSION.**—Subsection (a) shall take
25 effect upon receipt by the Committees on Armed Services

1 of the Senate and House of Representatives of the report,
2 as required in House Report 112–705, providing informa-
3 tion on the process and materials used by review boards
4 for the consideration of Medal of Honor recommendations
5 for acts of heroism that occurred during the Civil War.

6 **Subtitle I—Other Matters**

7 **SEC. 591. REVISION OF SPECIFIED SENIOR MILITARY COL-** 8 **LEGES TO REFLECT CONSOLIDATION OF** 9 **NORTH GEORGIA COLLEGE AND STATE UNI-** 10 **VERSITY AND GAINESVILLE STATE COLLEGE.**

11 Paragraph (6) of section 2111a(f) of title 10, United
12 States Code, is amended to read as follows:

13 “(6) The University of North Georgia.”.

14 **SEC. 592. AUTHORITY TO ENTER INTO CONCESSIONS CON-** 15 **TRACTS AT ARMY NATIONAL MILITARY CEME-** 16 **TERIES.**

17 (a) IN GENERAL.—Chapter 446 of title 10, United
18 States Code, is amended by adding at the end the fol-
19 lowing new section:

20 **“§ 4727. Cemetery concessions contracts**

21 “(a) CONTRACTS AUTHORIZED.—The Secretary of
22 the Army may enter into a contract with an appropriate
23 entity for the provision of transportation, interpretative,
24 or other necessary or appropriate concession services to
25 visitors at the Army National Military Cemeteries.

1 “(b) SPECIAL REQUIREMENTS.—(1) The Secretary
2 of the Army shall establish and include in each concession
3 contract such requirements as the Secretary determines
4 are necessary to ensure the protection, dignity, and solem-
5 nity of the cemetery at which services are provided under
6 the contract.

7 “(2) A concession contract shall not include operation
8 of the gift shop at Arlington National Cemetery without
9 the specific prior authorization by an Act of Congress.

10 “(c) TERM OF CONTRACTS.—(1) Except as provided
11 in paragraph (2), a concession contract may be awarded
12 for a period of not more than 10 years.

13 “(2)(A) If the Secretary of the Army determines that
14 the terms and conditions of a concession contract to be
15 entered into under this section, including any required
16 construction of capital improvements, warrant entering
17 into the contract for a period of greater than 10 years,
18 the Secretary may award the contract for a period of up
19 to 20 years.

20 “(B) If a concession contract is intended solely for
21 the provision of transportation services, the Secretary may
22 enter into the contract for a period of not more than five
23 years and may extend the period of the contract for one
24 or more successive five-year periods pursuant to an option
25 included in the contract or a modification of the contract.

1 The aggregate period of any such contract, including ex-
2 tensions, may not exceed 10 years.

3 “(d) FRANCHISE FEES.—A concession contract shall
4 provide for payment to the United States of a franchise
5 fee or such other monetary consideration as determined
6 by the Secretary of the Army. The Secretary shall ensure
7 that the objective of generating revenue for the United
8 States is subordinate to the objectives of honoring the
9 service and sacrifices of the deceased members of the
10 armed forces and of providing necessary and appropriate
11 services for visitors to the Cemeteries at reasonable rates.

12 “(e) SPECIAL ACCOUNT.—All franchise fees (and
13 other monetary consideration) collected by the United
14 States under subsection (d) shall be deposited into a spe-
15 cial account established in the Treasury of the United
16 States. The funds deposited in such account shall be avail-
17 able for expenditure by the Secretary of the Army, to the
18 extent authorized and in such amounts as are provided
19 in advance in appropriations Acts, to support activities at
20 the Cemeteries. The funds deposited into the account shall
21 remain available until expended.

22 “(f) CONCESSION CONTRACT DEFINED.—In this sec-
23 tion, the term ‘concession contract’ means a contract au-
24 thorized and entered into under this section.”.

1 (b) CLERICAL AMENDMENT.—The table of sections
2 at the beginning of such chapter is amended by adding
3 at the end the following new item:

“4727. Cemetery concessions contracts.”.

4 **SEC. 593. COMMISSION ON MILITARY BEHAVIORAL HEALTH**
5 **AND DISCIPLINARY ISSUES.**

6 (a) ESTABLISHMENT OF COMMISSION.—There is es-
7 tablished the Commission on Military Behavioral Health
8 and Disciplinary Issues (in this section referred to as the
9 “Commission”).

10 (b) MEMBERSHIP.—

11 (1) COMPOSITION.—The Commission shall be
12 composed of 10 members, of whom—

13 (A) two shall be appointed by the Presi-
14 dent;

15 (B) two shall be appointed by the Chair-
16 man of the Committee on Armed Services of
17 the Senate;

18 (C) two shall be appointed by the Ranking
19 Member of the Committee on Armed Services of
20 the Senate;

21 (D) two shall be appointed by the Chair-
22 man of the Committee on Armed Services of
23 the House of Representatives; and

1 (E) two shall be appointed by the Ranking
2 Member of the Committee on Armed Services of
3 the House of Representatives.

4 (2) APPOINTMENT DATE.—The appointments of
5 the members of the Commission shall be made not
6 later than 30 days after the date of the enactment
7 of this Act. If one or more appointments under a
8 subparagraph of paragraph (1) is not made by such
9 appointment date, the authority to make such ap-
10 pointment or appointments shall expire, and the
11 number of members of the Commission shall be re-
12 duced by the number equal to the number of ap-
13 pointments not made.

14 (3) EXPERTISE.—In making appointments
15 under this subsection, consideration should be given
16 to individuals with expertise in service-connected
17 mental disorders, post-traumatic stress disorder
18 (PTSD), traumatic brain injury (TBI), psychiatry,
19 behavioral health, neurology, as well as disciplinary
20 matters and military justice.

21 (4) PERIOD OF APPOINTMENT; VACANCIES.—
22 Members shall be appointed for the life of the Com-
23 mission. Any vacancy in the Commission shall not
24 affect its powers, but shall be filled in the same
25 manner as the original appointment.

1 (5) INITIAL MEETING.—Not later than 30 days
2 after the appointment date specified in paragraph
3 (2), the Commission shall hold its first meeting.

4 (6) MEETINGS.—The Commission shall meet at
5 the call of the Chair. A majority of the members of
6 the Commission shall constitute a quorum, but a
7 lesser number of members may hold hearings.

8 (7) CHAIR AND VICE CHAIRMAN.—The Commis-
9 sion shall select a Chair and Vice Chair from among
10 its members.

11 (c) STUDY AND REPORT.—

12 (1) STUDY REQUIRED.—The Commission shall
13 undertake a comprehensive study of whether—

14 (A) the Department of Defense mecha-
15 nisms for disciplinary action adequately address
16 the impact of service-connected mental dis-
17 orders and TBI on the basis for the disciplinary
18 action; and

19 (B) whether the disciplinary mechanisms
20 should be revisited in light of new information
21 regarding the connection between service-con-
22 nected mental disorders and TBI, behavioral
23 problems, and disciplinary action.

24 (2) CONSIDERATIONS.—In considering the De-
25 partment of Defense mechanisms for disciplinary ac-

1 tion, the Commission shall give particular consider-
2 ation to evaluating a structure that examines those
3 members diagnosed with or reasonably asserting
4 post traumatic stress disorder or traumatic brain in-
5 jury that have been deployed overseas in support of
6 a contingency operation during the previous 24
7 months and how that injury or deployment may con-
8 stitute matters in extenuation that relate to the
9 basis for administrative separation under conditions
10 other than honorable or the overall characterization
11 of service of the member as other than honorable.

12 (3) REPORT.—Not later than June 30, 2014,
13 the Commission shall submit to the President and
14 the congressional defense committees a report con-
15 taining a detailed statement of the findings and con-
16 clusions of the Commission as a result of the study
17 required by this subsection, together with its rec-
18 ommendations for such legislation and administra-
19 tive actions it may consider appropriate in light of
20 the results of the study.

21 (d) POWERS OF THE COMMISSION.—

22 (1) HEARINGS.—The Commission may hold
23 such hearings, sit and act at such times and places,
24 take such testimony, and receive such evidence as

1 the Commission considers advisable to carry out this
2 section.

3 (2) INFORMATION FROM FEDERAL AGENCIES.—

4 The Commission may secure directly from any Fed-
5 eral department or agency such information as the
6 Commission considers necessary to carry out this
7 section. Upon request of the Chair of the Commis-
8 sion, the head of such department or agency shall
9 furnish such information to the Commission.

10 (e) COMMISSION PERSONNEL MATTERS.—

11 (1) COMPENSATION OF MEMBERS.—All mem-
12 bers of the Commission who are officers or employ-
13 ees of the United States shall serve without com-
14 pensation in addition to that received for their serv-
15 ices as officers or employees of the United States.

16 (2) TRAVEL EXPENSES.—The members of the
17 Commission shall be allowed travel expenses, includ-
18 ing per diem in lieu of subsistence, at rates author-
19 ized for employees of agencies under subchapter I of
20 chapter 57 of title 5, United States Code, while
21 away from their homes or regular places of business
22 in the performance of services for the Commission.

23 (3) STAFF.—The Chair of the Commission
24 may, without regard to the civil service laws and
25 regulations, appoint and terminate an executive di-

1 rector and such other additional personnel from as
2 may be necessary to enable the Commission to per-
3 form its duties. The employment of an executive di-
4 rector shall be subject to confirmation by the Com-
5 mission. The staff members should be officers or
6 employees of the United States.

7 (f) **TERMINATION DATE.**—The Commission shall ter-
8 minate 30 days after the date on which the Commission
9 submits its report.

10 **SEC. 594. COMMISSION ON SERVICE TO THE NATION.**

11 (a) **ESTABLISHMENT.**—There is established a com-
12 mission to be known as the “Commission on Service to
13 the Nation”.

14 (b) **DUTIES.**—

15 (1) **STUDY.**—The Commission shall carry out a
16 study of the following:

17 (A) The effect of warfare, focusing on re-
18 cent wars and conflicts, on members of the
19 Armed Forces, the families of members, and
20 the communities of members.

21 (B) The outgoing experience and transition
22 between military and civilian life.

23 (C) The gaps between the military and
24 those Americans who do not participate directly
25 in the military community.

1 (2) TESTIMONY AND RESEARCH.—In carrying
2 out the study under paragraph (1), the Commission
3 shall—

4 (A) hear testimony from all aspects of mili-
5 tary and civilian life, including public, private,
6 individual and institutional stakeholders, with
7 personal testimony, expert testimony, academic
8 testimony, as well as testimony from association
9 and community leaders, and other testimony as
10 appropriate;

11 (B) hear and accept testimony in an open
12 and public manner, accepting testimony in a
13 wide variety of ways for each hearing, including
14 submissions made through a public internet
15 website, and testimony heard remotely if appro-
16 priate;

17 (C) retain the records of all hearings and
18 artifacts of testimony for the purposes of his-
19 torical documentation and research;

20 (D) assess the social, mental, and physical
21 effects of war on active members of the Armed
22 Forces, the families of members, and the com-
23 munities of members and the preparation they
24 receive for transitioning out of the military; and

1 (E) assess the existing academic and social
2 science research and analysis on transition from
3 active military to civilian life.

4 (3) RECOMMENDATIONS.—The Commission
5 shall make recommendations, based on the analyses
6 in subparagraphs (A) through (C) of paragraph (1),
7 on how to better—

8 (A) support the transition to civilian life of
9 a member of the Armed Forces;

10 (B) support the families and communities
11 of the member; and

12 (C) better connect the military community
13 and civilians.

14 (4) WEBSITE.—The Commission shall maintain
15 an Internet website available to the public to—

16 (A) share the schedule of the Commission;

17 (B) notify the public of events;

18 (C) accept feedback; and

19 (D) post records of events and other infor-
20 mation to inform the public in a manner con-
21 sistent with the mission of the Commission.

22 (c) COMPOSITION.—

23 (1) MEMBERS.—The Commission shall be com-
24 posed of 15 members appointed as follows:

1 (A) Four members appointed by Majority
2 Leader of the Senate, in consultation with the
3 chairman of the Committee on Armed Services
4 of the Senate.

5 (B) Four members appointed by the
6 Speaker of the House of Representatives, in
7 consultation with the chairman of the Com-
8 mittee on Armed Services of the House of Rep-
9 resentatives.

10 (C) Two members appointed by the Minor-
11 ity Leader of the Senate, in consultation with
12 the ranking minority member of the Committee
13 on Armed Services of the Senate.

14 (D) Two members appointed by the Minor-
15 ity Leader of the House of Representatives, in
16 consultation with the ranking minority member
17 of the Committee on Armed Service of the
18 House of Representatives.

19 (E) Three members appointed by the
20 President.

21 (2) QUALIFICATIONS.—The members of the
22 Commission shall be appointed from among persons
23 who have knowledge and expertise in the following
24 areas:

1 (A) The effects of war on members of the
2 Armed Forces, their families, and society.

3 (B) The process of transitioning out of the
4 Armed Forces.

5 (C) The resources available to members
6 and their families as members transition out of
7 the Armed Forces and into society.

8 (D) Personnel benefits, including
9 healthcare and job training, available to mem-
10 bers.

11 (E) Policy making and policy analysis.

12 (3) SERVICE REQUIREMENT.—Not less than
13 one member of the Commission appointed under
14 each of subparagraphs (A) through (E) of paragraph
15 (1) shall have served in the Armed Forces.

16 (4) DURATION AND VACANCIES.—Members of
17 the Commission shall be appointed for the life of the
18 Commission. A vacancy in the membership of the
19 Commission shall not affect the powers of the Com-
20 mission, but shall be filled in the same manner as
21 the original appointment.

22 (5) CHAIRMAN.—The President shall designate
23 a member of the Commission to serve as chairman
24 of the Commission.

1 (6) DEADLINE FOR APPOINTMENT.—The mem-
2 bers shall be appointed by not later than 90 days
3 after the date of the enactment of this Act.

4 (d) PROCEDURES.—

5 (1) INITIAL MEETING.—The Commission shall
6 hold its initial meeting not later than 30 days after
7 the date on which all members of the Commission
8 have been appointed.

9 (2) MEETINGS.—After the initial meeting under
10 paragraph (1), the Commission shall meet at the call
11 of the chairman.

12 (3) QUORUM.—Four members of the Commis-
13 sion shall constitute a quorum, but a lesser number
14 of members may hold hearings.

15 (4) PROCEDURE.—The Commission shall act by
16 resolution agreed to by a majority of the members
17 of the Commission.

18 (5) PANELS.—The Commission may establish
19 panels composed of less than the full membership of
20 the Commission for the purpose of carrying out the
21 Commission's duties. The actions of each such panel
22 shall be subject to the review and control of the
23 Commission. Any findings and determinations made
24 by such a panel shall not be considered the findings

1 and determinations of the Commission unless ap-
2 proved by the Commission.

3 (e) COMPENSATION AND STAFF.—

4 (1) PAY.—Each member of the Commission
5 shall be paid at a rate equal to the daily equivalent
6 of the annual rate of basic pay payable for level IV
7 of the Executive Schedule under section 5316 of title
8 5, United States Code, for each day (including travel
9 time) during which the member is engaged in the
10 performance of the duties of the Commission. All
11 members of the Commission who are officers or em-
12 ployees of the United States shall serve without pay
13 in addition to that received for their services as offi-
14 cers or employees of the United States.

15 (2) TRAVEL EXPENSES.—The members of the
16 Commission shall be allowed travel expenses, includ-
17 ing per diem in lieu of subsistence, at rates author-
18 ized for employees of agencies under subchapter I of
19 chapter 57 of title 5, United States Code, while
20 away from their homes or regular places of business
21 in the performance of services for the Commission.

22 (3) EXECUTIVE DIRECTOR.—The Commission
23 shall appoint and fix the rate of basic pay for an Ex-
24 ecutive Director in accordance with section 3161 of
25 title 5, United States Code.

1 (4) STAFF.—The Executive Director, with the
2 approval of the Commission, may appoint and fix
3 the rate of basic pay for additional personnel as
4 staff of the Commission in accordance with section
5 3161 of title 5, United States Code.

6 (5) DETAIL OF GOVERNMENT EMPLOYEES.—
7 Upon request of the chairman of the Commission,
8 the head of any Federal department or agency may
9 detail, on a nonreimbursable basis, any personnel of
10 that department or agency to the Commission to as-
11 sist it in carrying out its duties.

12 (f) POWERS.—

13 (1) HEARINGS.—For the purpose of carrying
14 out this Act, the Commission (or on the authority of
15 the Commission, any subcommittee or member) may
16 hold such hearings and forums, and sit and act at
17 such times and places, take such testimony, receive
18 such evidence, and administer such oaths as the
19 Commission considers appropriate. The Commission
20 shall hold not less than one hearing in each State,
21 the District of Columbia, Puerto Rico, the United
22 States Virgin Islands, Guam, the Commonwealth of
23 the Northern Mariana Islands, and American
24 Samoa.

1 (2) INFORMATION FROM FEDERAL AGENCIES.—

2 The Commission, or designated staff member, may
3 secure directly from any department or agency of
4 the United States information necessary to enable it
5 to carry out this Act. Upon request of the chairman
6 of the Commission, the chairman of any sub-
7 committee created by a majority of the Commission,
8 or any member designated by a majority of the
9 Commission, the head of that department or agency
10 shall furnish that information to the Commission.

11 (3) MISCELLANEOUS ADMINISTRATIVE AND
12 SUPPORT SERVICES.—The Secretary of Defense shall
13 furnish the Commission, on a reimbursable basis,
14 any administrative and support services requested by
15 the Commission.

16 (4) PROCUREMENT OF TEMPORARY AND INTER-
17 MITTENT SERVICES.—The chairman of the Commis-
18 sion may procure temporary and intermittent serv-
19 ices under section 3109(b) of title 5, United States
20 Code, at rates for individuals which do not exceed
21 the daily equivalent of the annual rate of basic pay
22 payable for level V of the Executive Schedule under
23 section 5316 of such title.

24 (5) GIFTS.—The Commission may accept, use,
25 and dispose of gifts, bequests, or devises of services

1 or property, both real and personal, for the purpose
2 of aiding or facilitating the work of the Commission.
3 Gifts, bequests, or devises of money and proceeds
4 from sales of other property received as gifts, be-
5 quests, or devises shall be deposited in the Treasury
6 and shall be available for disbursement upon order
7 of the chairman, vice chairman, or designee.

8 (g) REPORTS.—

9 (1) INITIAL REPORT.—Not later than 90 days
10 after the initial meeting of the Commission, the
11 Commission shall submit to the President, the Sec-
12 retary of Defense, and the Committees on Armed
13 Services of the Senate and the House of Representa-
14 tives, and release to the public, a report setting
15 forth—

16 (A) a strategic plan for the work of the
17 Commission;

18 (B) a discussion of the activities of the
19 Commission; and

20 (C) any initial findings of the Commission.

21 (2) FINAL REPORT.—Not later than 18 months
22 after the initial meeting of the Commission, the
23 Commission shall submit to the President, the Sec-
24 retary of Defense, and the Committees on Armed
25 Services of the Senate and the House of Representa-

1 tives, and release to the public, a final report. Such
2 report shall include any recommendations developed
3 under subsection (b)(3) that the Commission deter-
4 mines appropriate, including any recommended legis-
5 lation, policies, regulations, directives, and practices.

6 (h) TERMINATION.—The Commission shall terminate
7 90 days after the date on which the final report is sub-
8 mitted under subsection (g)(2).

9 **SEC. 595. ELECTRONIC TRACKING OF CERTAIN RESERVE**
10 **DUTY.**

11 The Secretary of Defense shall establish an electronic
12 means by which members of the Ready Reserve of the
13 Armed Forces can track their operational active-duty serv-
14 ice performed after January 28, 2008, under section
15 12301(a), 12301(d), 12301(g), 12302, or 12304 of title
16 10, United States Code. The tour calculator shall specify
17 early retirement credit authorized for each qualifying tour
18 of active duty, as well as cumulative early reserve retire-
19 ment credit authorized to date under section 12731(f) of
20 such title.

1 **SEC. 596. MILITARY SALUTE DURING RECITATION OF**
2 **PLEDGE OF ALLEGIANCE BY MEMBERS OF**
3 **THE ARMED FORCES NOT IN UNIFORM AND**
4 **BY VETERANS.**

5 Section 4 of title 4, United States Code, is amended
6 by adding at the end the following new sentence: “Mem-
7 bers of the Armed Forces not in uniform and veterans may
8 render the military salute in the manner provided for per-
9 sons in uniform.”.

10 **SEC. 597. PROVISION OF SERVICE RECORDS.**

11 (a) IN GENERAL.—In accordance with subsection (b),
12 the Secretary of Defense, in consultation with the Sec-
13 retary of Veterans Affairs, shall make the covered records
14 of each member of the Armed Forces available to the Sec-
15 retary of Veterans Affairs in an electronic format.

16 (b) TIMELINE.—The Secretary of Defense shall en-
17 sure that the covered records of members are made avail-
18 able to the Secretary of Veterans Affairs as follows:

19 (1) With respect to a member of the Armed
20 Forces who was discharged or released from the
21 Armed Forces during the period beginning on Sep-
22 tember 11, 2001, and ending on the day before the
23 date of the enactment of this Act, not later than 120
24 days after the date of such discharge or release.

25 (2) With respect to a member of the Armed
26 Forces who is discharged or released from the

1 Armed Forces on or after the date of the enactment
2 of this Act, not later than 90 days after the date of
3 such discharge or release.

4 (c) CERTIFICATION.—For each member of the Armed
5 Forces whose covered records are made available under
6 subsection (a), the Secretary of Defense shall transmit to
7 the Secretary of Veterans Affairs a letter certifying that—

8 (1) the Secretary of Defense thoroughly re-
9 viewed the records of the member;

10 (2) the information provided in the covered
11 records of such member is complete as of the date
12 of the letter;

13 (3) no other information that should be in-
14 cluded in such covered records exist as of such date;
15 and

16 (4) if other information is later discovered—

17 (A) such other information will be added to
18 such covered records; and

19 (B) the Secretary of Defense will notify
20 the Secretary of Veterans Affairs of such addi-
21 tion.

22 (d) SHARING OF PROTECTED HEALTH INFORMA-
23 TION.—For purposes of the regulations promulgated
24 under section 264(c) of the Health Insurance Portability
25 and Accountability Act of 1996 (42 U.S.C. 1320d–2 note),

1 making medical records available to the Secretary of Vet-
2 erans Affairs under subsection (a) shall be treated as a
3 permitted disclosure.

4 (e) CURRENTLY AVAILABLE RECORDS.—The Sec-
5 retary of Veterans Affairs, in consultation with the Sec-
6 retary of Defense, shall ensure that the covered records
7 of members of the Armed Forces that are available to the
8 Secretary as of the date of the enactment of this Act are
9 made electronically accessible and available in real-time to
10 the Veterans Benefits Administration.

11 (f) COVERED RECORDS DEFINED.—In this section,
12 the term “covered records” means, with respect to a mem-
13 ber of the Armed Forces—

14 (1) service treatment records;

15 (2) accompanying personal records;

16 (3) relevant unit records; and

17 (4) medical records created by reason of treat-
18 ment or services received pursuant to chapter 55 of
19 title 10, United States Code.

20 **SEC. 598. SENSE OF CONGRESS REGARDING THE RECOV-**
21 **ERY OF THE REMAINS OF CERTAIN MEMBERS**
22 **OF THE ARMED FORCES KILLED IN THUR-**
23 **STON ISLAND, ANTARCTICA.**

24 (a) FINDINGS.—Congress makes the following find-
25 ings:

1 (1) Commencing August 26, 1946, though late
2 February 1947 the United States Navy Antarctic
3 Developments Program Task Force 68, codenamed
4 “Operation Highjump” initiated and undertook the
5 largest ever-to-this-date exploration of the Antarctic
6 continent.

7 (2) The primary mission of the Task Force 68
8 organized by Rear Admiral Richard E. Byrd Jr.
9 USN, (Ret) and led by Rear Admiral Richard H.
10 Cruzen, USN, was to do the following:

11 (A) Establish the Antarctic research base
12 Little America IV.

13 (B) In the defense of the United States of
14 America from possible hostile aggression from
15 abroad—to train personnel test equipment, de-
16 velop techniques for establishing, maintaining
17 and utilizing air bases on ice, with applicability
18 comparable to interior Greenland, where condi-
19 tions are similar to those of the Antarctic.

20 (C) Map and photograph a full two-thirds
21 of the Antarctic Continent during the classified,
22 hazardous duty/volunteer-only operation involv-
23 ing 4700 sailors, 23 aircraft and 13 ships in-
24 cluding the first submarine the U.S.S. Sennet,
25 and the aircraft carrier the U.S.S. Philippine

1 Sea, brought to the edge of the ice pack to
2 launch (6) Navy ski-equipped, rocket-assisted
3 R4Ds.

4 (D) Consolidate and extend United States
5 sovereignty over the largest practicable area of
6 the Antarctic continent.

7 (E) Determine the feasibility of estab-
8 lishing, maintaining and utilizing bases in the
9 Antarctic and investigating possible base sites.

10 (3) While on a hazardous duty/all volunteer
11 mission vital to the interests of National Security
12 and while over the eastern Antarctica coastline
13 known as the Phantom Coast, the PBM-5 Martin
14 Mariner "Flying Boat" "George 1" entered a
15 whiteout over Thurston Island. As the pilot at-
16 tempted to climb, the aircraft grazed the glacier's
17 ridgeline and exploded within 5 seconds instantly
18 killing Ensign Maxwell Lopez, Navigator and Wen-
19 dell "Bud" Hendersin, Aviation Machinists Mate 1st
20 Class while Frederick Williams, Aviation Radioman
21 1st Class died several hours later. Six other crewmen
22 survived including the Captain of the "George 1's"
23 seaplane tender U.S.S. Pine Island.

24 (4) The bodies of the dead were protected from
25 the desecration of Antarctic scavenging birds

1 (Skuas) by the surviving crew wrapping the bodies
2 and temporarily burying the men under the star-
3 board wing engine nacelle.

4 (5) Rescue requirements of the “George-1”
5 survivors forced the abandonment of their
6 crewmates’ bodies.

7 (6) Conditions prior to the departure of Task
8 Force 68 precluded a return to the area to the re-
9 cover the bodies.

10 (7) For nearly 60 years Navy promised the
11 families that they would recover the men: “If the
12 safety, logistical, and operational prerequisites allow
13 a mission in the future, every effort will be made to
14 bring our sailors home.”.

15 (8) The Joint POW/MIA Accounting Command
16 twice offered to recover the bodies of this crew for
17 Navy.

18 (9) A 2004 NASA ground penetrating radar
19 overflight commissioned by Navy relocated the crash
20 site three miles from its crash position.

21 (10) The Joint POW/MIA Accounting Com-
22 mand offered to underwrite the cost of an aerial
23 ground penetrating radar (GPR) survey of the crash
24 site area by NASA.

1 (11) The Joint POW/MIA Accounting Com-
2 mand studied the recovery with the recognized recov-
3 ery authorities and national scientists and deter-
4 mined that the recovery is only “medium risk”.

5 (12) National Science Foundation and sci-
6 entists from the University of Texas, Austin, regu-
7 larly visit the island.

8 (13) The crash site is classified as a “perishable
9 site”, meaning a glacier that will calve into the
10 Bellingshausen Sea.

11 (14) The National Science Foundation main-
12 tains a presence in area—of the Pine Island Glacier.

13 (15) The National Science Foundation Director
14 of Polar Operations will assist and provide assets for
15 the recovery upon the request of Congress.

16 (16) The United States Coast Guard is pres-
17 ently pursuing the recovery of 3 WWII air crewmen
18 from similar circumstances in Greenland.

19 (17) On Memorial Day, May 25, 2009, Presi-
20 dent Barack Obama declared: “* * * the support of
21 our veterans is a sacred trust * * * we need to serve
22 them as they have served us * * * that means bring-
23 ing home all our POWs and MIAs * * *”.

1 (18) The policies and laws of the United States
2 of America require that our armed service personnel
3 be repatriated.

4 (19) The fullest possible accounting of United
5 States fallen military personnel means repatriating
6 living American POWs and MIAs, accounting for,
7 identifying, and recovering the remains of military
8 personnel who were killed in the line of duty, or pro-
9 viding convincing evidence as to why such a repatri-
10 ation, accounting, identification, or recovery is not
11 possible.

12 (20) It is the responsibility of the Federal Gov-
13 ernment to return to the United States for proper
14 burial and respect all members of the Armed Forces
15 killed in the line of duty who lie in lost graves.

16 (b) SENSE OF CONGRESS.—In light of the findings
17 under subsection (a), Congress—

18 (1) reaffirms its support for the recovery and
19 return to the United States, the remains and bodies
20 of all members of the Armed Forces killed in the
21 line of duty, and for the efforts by the Joint POW-
22 MIA Accounting Command to recover the remains of
23 members of the Armed Forces from all wars, con-
24 flicts and missions;

1 (2) recognizes the courage and sacrifice of all
2 members of the Armed Forces who participated in
3 Operation Highjump and all missions vital to the
4 national security of the United States of America;

5 (3) acknowledges the dedicated research and ef-
6 forts by the US Geological Survey, the National
7 Science Foundation, the Joint POW/MIA Account-
8 ing Command, the Fallen American Veterans Foun-
9 dation and all persons and organizations to identify,
10 locate, and advocate for, from their temporary Ant-
11 arctic grave, the recovery of the well-preserved fro-
12 zen bodies of Ensign Maxwell Lopez, Naval Aviator,
13 Frederick Williams, Aviation Machinist's Mate 1ST
14 Class, Wendell Hendersin, Aviation Radioman 1ST
15 Class of the "George 1" explosion and crash; and

16 (4) encourages the Department of Defense to
17 review the facts, research and to pursue new efforts
18 to undertake all feasible efforts to recover, identify,
19 and return the well-preserved frozen bodies of the
20 "George 1" crew from Antarctica's Thurston Island.

21 **SEC. 599. GIFTS MADE FOR THE BENEFIT OF MILITARY MU-**
22 **SICAL UNITS.**

23 Section 974 of title 10, United States Code, is
24 amended—

1 (1) by redesignating subsections (d) and (e) as
2 subsections (e) and (f), respectively; and

3 (2) by inserting after subsection (c) the fol-
4 lowing:

5 “(d) PERFORMANCES FUNDED BY PRIVATE DONA-
6 TION.—Notwithstanding section 2601(c) of this title, any
7 gift made to the Secretary of Defense under section 2601
8 on the condition that such gift be used for the benefit of
9 a military musical unit shall be credited to the appropria-
10 tion or account providing the funds for such military musi-
11 cal unit. Any amount so credited shall be merged with
12 amounts in the appropriation or account to which credited,
13 and shall be available for the same purposes, and subject
14 to the same conditions and limitations, as amounts in such
15 appropriation or account.”.

16 **TITLE VI—COMPENSATION AND**
17 **OTHER PERSONNEL BENEFITS**
18 **Subtitle A—Pay and Allowances**

19 **SEC. 601. EXTENSION OF AUTHORITY TO PROVIDE TEM-**
20 **PORARY INCREASE IN RATES OF BASIC AL-**
21 **LOWANCE FOR HOUSING UNDER CERTAIN**
22 **CIRCUMSTANCES.**

23 Section 403(b)(7)(E) of title 37, United States Code,
24 is amended by striking “December 31, 2013” and insert-
25 ing “December 31, 2014”.

1 **SEC. 602. RECOGNITION OF ADDITIONAL MEANS BY WHICH**
2 **MEMBERS OF THE NATIONAL GUARD CALLED**
3 **INTO FEDERAL SERVICE FOR A PERIOD OF 30**
4 **DAYS OR LESS MAY INITIALLY REPORT FOR**
5 **DUTY FOR ENTITLEMENT TO BASIC PAY.**

6 Section 204(e) of title 37, United States Code, is
7 amended—

8 (1) in the first sentence, by striking “date when
9 he appears at the place of company rendezvous” and
10 inserting “date on which the member, in person or
11 by authorized telephonic or electronic means, con-
12 tacts the member’s unit”; and

13 (2) by striking the second sentence and insert-
14 ing the following new sentence: “However, this sub-
15 section does not authorize any expenditure before
16 the member makes authorized contact that is not
17 authorized by law to be paid after such authorized
18 contact.”.

19 **Subtitle B—Bonuses and Special**
20 **and Incentive Pays**

21 **SEC. 611. ONE-YEAR EXTENSION OF CERTAIN BONUS AND**
22 **SPECIAL PAY AUTHORITIES FOR RESERVE**
23 **FORCES.**

24 The following sections of title 37, United States
25 Code, are amended by striking “December 31, 2013” and
26 inserting “December 31, 2014”:

1 (1) Section 308b(g), relating to Selected Re-
2 serve reenlistment bonus.

3 (2) Section 308e(i), relating to Selected Reserve
4 affiliation or enlistment bonus.

5 (3) Section 308d(c), relating to special pay for
6 enlisted members assigned to certain high-priority
7 units.

8 (4) Section 308g(f)(2), relating to Ready Re-
9 serve enlistment bonus for persons without prior
10 service.

11 (5) Section 308h(e), relating to Ready Reserve
12 enlistment and reenlistment bonus for persons with
13 prior service.

14 (6) Section 308i(f), relating to Selected Reserve
15 enlistment and reenlistment bonus for persons with
16 prior service.

17 (7) Section 478a(e), relating to reimbursement
18 of travel expenses for inactive-duty training outside
19 of normal commuting distance.

20 (8) Section 910(g), relating to income replace-
21 ment payments for reserve component members ex-
22 periencing extended and frequent mobilization for
23 active duty service.

1 **SEC. 612. ONE-YEAR EXTENSION OF CERTAIN BONUS AND**
2 **SPECIAL PAY AUTHORITIES FOR HEALTH**
3 **CARE PROFESSIONALS.**

4 (a) TITLE 10 AUTHORITIES.—The following sections
5 of title 10, United States Code, are amended by striking
6 “December 31, 2013” and inserting “December 31,
7 2014”:

8 (1) Section 2130a(a)(1), relating to nurse offi-
9 cer candidate accession program.

10 (2) Section 16302(d), relating to repayment of
11 education loans for certain health professionals who
12 serve in the Selected Reserve.

13 (b) TITLE 37 AUTHORITIES.—The following sections
14 of title 37, United States Code, are amended by striking
15 “December 31, 2013” and inserting “December 31,
16 2014”:

17 (1) Section 302e–1(f), relating to accession and
18 retention bonuses for psychologists.

19 (2) Section 302d(a)(1), relating to accession
20 bonus for registered nurses.

21 (3) Section 302e(a)(1), relating to incentive
22 special pay for nurse anesthetists.

23 (4) Section 302g(e), relating to special pay for
24 Selected Reserve health professionals in critically
25 short wartime specialties.

1 (5) Section 302h(a)(1), relating to accession
2 bonus for dental officers.

3 (6) Section 302j(a), relating to accession bonus
4 for pharmacy officers.

5 (7) Section 302k(f), relating to accession bonus
6 for medical officers in critically short wartime spe-
7 cialties.

8 (8) Section 302l(g), relating to accession bonus
9 for dental specialist officers in critically short war-
10 time specialties.

11 **SEC. 613. ONE-YEAR EXTENSION OF SPECIAL PAY AND**
12 **BONUS AUTHORITIES FOR NUCLEAR OFFI-**
13 **CERS.**

14 The following sections of title 37, United States
15 Code, are amended by striking “December 31, 2013” and
16 inserting “December 31, 2014”:

17 (1) Section 312(f), relating to special pay for
18 nuclear-qualified officers extending period of active
19 service.

20 (2) Section 312b(c), relating to nuclear career
21 accession bonus.

22 (3) Section 312c(d), relating to nuclear career
23 annual incentive bonus.

1 **SEC. 614. ONE-YEAR EXTENSION OF AUTHORITIES RELAT-**
2 **ING TO TITLE 37 CONSOLIDATED SPECIAL**
3 **PAY, INCENTIVE PAY, AND BONUS AUTHORI-**
4 **TIES.**

5 The following sections of title 37, United States
6 Code, are amended by striking “December 31, 2013” and
7 inserting “December 31, 2014”:

8 (1) Section 331(h), relating to general bonus
9 authority for enlisted members.

10 (2) Section 332(g), relating to general bonus
11 authority for officers.

12 (3) Section 333(i), relating to special bonus and
13 incentive pay authorities for nuclear officers.

14 (4) Section 334(i), relating to special aviation
15 incentive pay and bonus authorities for officers.

16 (5) Section 335(k), relating to special bonus
17 and incentive pay authorities for officers in health
18 professions.

19 (6) Section 351(h), relating to hazardous duty
20 pay.

21 (7) Section 352(g), relating to assignment pay
22 or special duty pay.

23 (8) Section 353(i), relating to skill incentive
24 pay or proficiency bonus.

1 (9) Section 355(h), relating to retention incen-
2 tives for members qualified in critical military skills
3 or assigned to high priority units.

4 **SEC. 615. ONE-YEAR EXTENSION OF AUTHORITIES RELAT-**
5 **ING TO PAYMENT OF OTHER TITLE 37 BO-**
6 **NUSES AND SPECIAL PAYS.**

7 The following sections of title 37, United States
8 Code, are amended by striking “December 31, 2013” and
9 inserting “December 31, 2014”:

10 (1) Section 301b(a), relating to aviation officer
11 retention bonus.

12 (2) Section 307a(g), relating to assignment in-
13 centive pay.

14 (3) Section 308(g), relating to reenlistment
15 bonus for active members.

16 (4) Section 309(e), relating to enlistment
17 bonus.

18 (5) Section 324(g), relating to accession bonus
19 for new officers in critical skills.

20 (6) Section 326(g), relating to incentive bonus
21 for conversion to military occupational specialty to
22 ease personnel shortage.

23 (7) Section 327(h), relating to incentive bonus
24 for transfer between armed forces.

1 (8) Section 330(f), relating to accession bonus
2 for officer candidates.

3 **SEC. 616. ONE-YEAR EXTENSION OF AUTHORITY TO PRO-**
4 **VIDE INCENTIVE PAY FOR MEMBERS OF**
5 **PRECOMMISSIONING PROGRAMS PURSUING**
6 **FOREIGN LANGUAGE PROFICIENCY.**

7 Section 316a(g) of title 37, United States Code is
8 amended by striking “December 31, 2013” and inserting
9 “December 31, 2014”.

10 **SEC. 617. AUTHORITY TO PROVIDE BONUS TO CERTAIN CA-**
11 **DETS AND MIDSHIPMEN ENROLLED IN THE**
12 **SENIOR RESERVE OFFICERS’ TRAINING**
13 **CORPS.**

14 (a) BONUS AUTHORIZED.—Chapter 5 of title 37,
15 United States Code, is amended by inserting after section
16 335 the following new section:

17 **“§ 336. Contracting bonus for cadets and midshipmen**
18 **enrolled in the Senior Reserve Officers’**
19 **Training Corps**

20 “(a) CONTRACTING BONUS AUTHORIZED.—The Sec-
21 retary concerned may pay a bonus under this section to
22 a cadet or midshipman enrolled in the Senior Reserve Offi-
23 cers’ Training Corps who executes a written agreement de-
24 scribed in subsection (c).

1 “(b) AMOUNT OF BONUS.—The amount of a bonus
2 under subsection (a) may not exceed \$5,000.

3 “(c) AGREEMENT.—A written agreement referred to
4 in subsection (a) is a written agreement by the cadet or
5 midshipman—

6 “(1) to complete field training or a practice
7 cruise under section 2104(b)(6)(A)(ii) of title 10;

8 “(2) to complete advanced training under chap-
9 ter 103 of title 10;

10 “(3) to accept a commission or appointment as
11 an officer of the armed forces; and

12 “(4) to serve on active duty.

13 “(d) PAYMENT METHOD.—Upon acceptance of a
14 written agreement under subsection (a) by the Secretary
15 concerned, the total amount of the bonus payable under
16 the agreement becomes fixed. The agreement shall specify
17 when the bonus will be paid and whether the bonus will
18 be paid in a lump sum or in installments.

19 “(e) REPAYMENT.—A person who, having received all
20 or part of a bonus under subsection (a), fails to fulfill the
21 terms of the written agreement required by such sub-
22 section for receipt of the bonus shall be subject to the re-
23 payment provisions of section 373 of this title.

1 **“§ 1059a. Dependents of certain members separated**
2 **for Uniform Code of Military Justice of-**
3 **fenses: transitional compensation; com-**
4 **missary and exchange benefits**

5 “(a) **AUTHORITY TO PAY COMPENSATION.**—The Sec-
6 retary of Defense, with respect to the armed forces (other
7 than the Coast Guard when it is not operating as a service
8 in the Navy), and the Secretary of Homeland Security,
9 with respect to the Coast Guard when it is not operating
10 as a service in the Navy, may each establish a program
11 under which the Secretary may pay monthly transitional
12 compensation in accordance with this section to depend-
13 ents or former dependents of a member of the armed
14 forces described in subsection (b) who is under the juris-
15 diction of the Secretary.

16 “(b) **MEMBERS AND PUNITIVE ACTIONS COVERED.**—
17 This section applies in the case of a member of the armed
18 forces who, after completing more than 20 years of active
19 service or more than 20 years of service computed under
20 section 12732 of this title—

21 “(1) is convicted by court-martial of an offense
22 under chapter 47 of this title (the Uniform Code of
23 Military Justice);

24 “(2) is separated from active duty pursuant to
25 the sentence of the court-martial; and

1 “(3) forfeits all pay and allowances pursuant to
2 the sentence of the court-martial.

3 “(c) RECIPIENT OF PAYMENTS.—(1) In the case of
4 a member of the armed forces described in subsection (b),
5 the Secretary may pay compensation under this section
6 to dependents or former dependents of the member as fol-
7 lows:

8 “(A) If the member was married at the time of
9 the commission of the offense resulting in separation
10 from the armed forces, such compensation may be
11 paid to the spouse or former spouse to whom the
12 member was married at that time, including an
13 amount for each, if any, dependent child of the
14 member who resides in the same household as that
15 spouse or former spouse.

16 “(B) If there is a spouse or former spouse who
17 is or, but for subsection (d)(2), would be eligible for
18 compensation under this section and if there is a de-
19 pendent child of the member who does not reside in
20 the same household as that spouse or former spouse,
21 compensation under this section may be paid to each
22 such dependent child of the member who does not
23 reside in that household.

24 “(C) If there is no spouse or former spouse who
25 is or, but for subsection (d)(2), would be eligible

1 under this section, compensation under this section
2 may be paid to the dependent children of the mem-
3 ber.

4 “(2) A dependent or former dependent of a member
5 described in subsection (b) is not eligible for transitional
6 compensation under this section if the Secretary con-
7 cerned determines (under regulations prescribed under
8 subsection (g)) that the dependent or former dependent
9 was an active participant in the conduct constituting the
10 offense under chapter 47 of this title (the Uniform Code
11 of Military Justice) for which the member was convicted
12 and separated from the armed forces.

13 “(d) COMMENCEMENT AND DURATION OF PAY-
14 MENT.—(1) If provided under this section, the payment
15 of transitional compensation under this section shall com-
16 mence—

17 “(A) as of the date the court-martial sen-
18 tence is adjudged if the sentence, as adjudged,
19 includes—

20 “(i) a dismissal, dishonorable dis-
21 charge, or bad conduct discharge; and

22 “(ii) forfeiture of all pay and allow-
23 ances; or

24 “(B) if there is a pretrial agreement that
25 provides for disapproval or suspension of the

1 dismissal, dishonorable discharge, bad conduct
2 discharge, or forfeiture of all pay and allow-
3 ances, as of the date of the approval of the
4 court-martial sentence by the person acting
5 under section 860(c) of this title (article 60(c)
6 of the Uniform Code of Military Justice) if the
7 sentence, as approved, includes—

8 “(i) an unsuspended dismissal, dis-
9 honorable discharge, or bad conduct dis-
10 charge; and

11 “(ii) forfeiture of all pay and allow-
12 ances.

13 “(2) Paragraphs (2) and (3) of subsection (e), para-
14 graphs (1) and (2) of subsection (g), and subsections (f)
15 and (h) of section 1059 of this title shall apply in deter-
16 mining—

17 “(A) the amount of transitional compensation
18 to be paid under this section;

19 “(B) the period for which such compensation
20 may be paid; and

21 “(C) the circumstances under which the pay-
22 ment of such compensation may or will cease.

23 “(e) COMMISSARY AND EXCHANGE BENEFITS.—A
24 dependent or former dependent who receives transitional
25 compensation under this section shall, while receiving such

1 payments, be entitled to use commissary and exchange
2 stores in the same manner as provided in subsection (j)
3 of section 1059 of this title.

4 “(f) COORDINATION OF BENEFITS.—The Secretary
5 concerned may not make payments to a spouse or former
6 spouse under both this section and section 1059 or
7 1408(h)(1) of this title. In the case of a spouse or former
8 spouse for whom a court order provides for payments by
9 the Secretary pursuant to section 1408(h)(1) of this title
10 and to whom the Secretary offers payments under this sec-
11 tion or section 1059, the spouse or former spouse shall
12 elect which payments to receive.

13 “(g) REGULATIONS.—If the Secretary of Defense (or
14 the Secretary of Homeland Security with respect to the
15 Coast Guard when it is not operating as a service in the
16 Navy) establishes a program to provide transitional com-
17 pensation under this section, that Secretary shall prescribe
18 regulations to carry out the program.

19 “(h) DEPENDENT CHILD DEFINED.—In this section,
20 the term ‘dependent child’, with respect to a member or
21 former member of the armed forces referred to in sub-
22 section (b), has the meaning given such term in subsection
23 (l) of section 1059 of this title, except that status as a
24 ‘dependent child’ shall be determined as of the date on

1 which the member described in subsection (b) is convicted
2 of the offense concerned.”.

3 (b) CLERICAL AMENDMENT.—The table of sections
4 at the beginning of chapter 53 of such title is amended
5 by inserting after the item relating to section 1059 the
6 following new item:

“1059a. Dependents of certain members separated for Uniform Code of Military
Justice offenses: transitional compensation; commissary and
exchange benefits.”.

7 (c) CONFORMING AMENDMENT.—Subsection (i) of
8 section 1059 of title 10, United States Code, is amended
9 to read as follows:

10 “(i) COORDINATION OF BENEFITS.—The Secretary
11 concerned may not make payments to a spouse or former
12 spouse under both this section and section 1059a or
13 1408(h)(1) of this title. In the case of a spouse or former
14 spouse for whom a court order provides for payments by
15 the Secretary pursuant to section 1408(h)(1) of this title
16 and to whom the Secretary offers payments under this sec-
17 tion or section 1059a, the spouse or former spouse shall
18 elect which payments to receive.”.

19 **SEC. 622. PREVENTION OF RETIRED PAY INVERSION FOR**
20 **MEMBERS WHOSE RETIRED PAY IS COM-**
21 **PUTED USING HIGH-THREE AVERAGE.**

22 (a) CLARIFICATION OF RULE FOR MEMBERS WHO
23 BECAME MEMBERS ON OR AFTER SEPTEMBER 8, 1980.—

1 Section 1401a(f)(1) of title 10, United States Code, is
2 amended—

3 (1) by striking “Notwithstanding any other pro-
4 vision of law, the monthly retired pay of a member
5 or a former member of an armed force” and insert-
6 ing the following:

7 “(A) MEMBERS WITH RETIRED PAY COM-
8 PUTED USING FINAL BASIC PAY.—The monthly
9 retired pay of a member or former member of
10 an armed force who first became a member of
11 a uniformed service before September 8, 1980,
12 and”; and

13 (2) by adding at the end the following new sub-
14 paragraph:

15 “(B) MEMBERS WITH RETIRED PAY COM-
16 PUTED USING HIGH-THREE.—Subject to sub-
17 sections (d) and (e), the monthly retired pay of
18 a member or former member of an armed force
19 who first became a member of a uniformed
20 service on or after September 8, 1980, may not
21 be less, on the date on which the member or
22 former member initially becomes entitled to
23 such pay, than the monthly retired pay to which
24 the member or former member would be enti-
25 tled on that date if the member or former mem-

1 ber had become entitled to retired pay on an
2 earlier date, adjusted to reflect any applicable
3 increases in such pay under this section. How-
4 ever, in the case of a member or former mem-
5 ber whose retired pay is computed subject to
6 section 1407(f) of this title, subparagraph (A)
7 (rather than the preceding sentence) shall apply
8 in the same manner as if the member or former
9 member first became a member of a uniformed
10 service before September 8, 1980, but only with
11 respect to a calculation as of the date on which
12 the member or former member first became en-
13 titled to retired pay.”.

14 (b) APPLICABILITY.—Subparagraph (B) of section
15 1401a(f)(1) of title 10, United States Code, as added by
16 subsection (a)(2), applies to the computation of retired
17 pay or retainer pay of any member or former member of
18 an Armed Force who first became a member of a uni-
19 formed service on or after September 8, 1980, regardless
20 of the date on which the member first becomes entitled
21 to retired or retainer pay.

1 **Subtitle D—Commissary and Non-**
2 **appropriated Fund Instrumen-**
3 **tality Benefits and Operations**

4 **SEC. 631. EXPANSION OF PROTECTION OF EMPLOYEES OF**
5 **NONAPPROPRIATED FUND INSTRUMENTAL-**
6 **ITIES FROM REPRISALS.**

7 Section 1587(b) of title 10, United States Code, is
8 amended by striking “take or fail to take” and inserting
9 “take, threaten to take, or fail to take”.

10 **SEC. 632. PURCHASE OF SUSTAINABLE PRODUCTS, LOCAL**
11 **FOOD PRODUCTS, AND RECYCLABLE MATE-**
12 **RIALS FOR RESALE IN COMMISSARY AND EX-**
13 **CHANGE STORE SYSTEMS.**

14 (a) **IMPROVED PURCHASING EFFORTS.**—Section
15 2481(c) of title 10, United States Code, is amended by
16 adding at the end the following new paragraph:

17 “(3)(A) The governing body established pursuant to
18 paragraph (2) shall endeavor to increase the purchase for
19 resale at commissary stores and exchange stores of sus-
20 tainable products, local food products, and recyclable ma-
21 terials.

22 “(B) As part of its efforts under subparagraph (A),
23 the governing body shall develop—

24 “(i) guidelines for the identification of fresh
25 meat, poultry, seafood, and fish, fresh produce, and

1 other products raised or produced through sustain-
2 able methods; and

3 “(ii) goals, applicable to all commissary stores
4 and exchange stores world-wide, to maximize, to the
5 maximum extent practical, the purchase of sustain-
6 able products, local food products, and recyclable
7 materials by September 30, 2018.”.

8 (b) DEADLINE FOR ESTABLISHMENT AND GUIDE-
9 LINES.—The initial guidelines required by paragraph
10 (3)(B)(i) of section 2481(c) of title 10, United States
11 Code, as added by subsection (a), shall be issued not later
12 than two years after the date of the enactment of this Act.

13 **SEC. 633. CORRECTION OF OBSOLETE REFERENCES TO**
14 **CERTAIN NONAPPROPRIATED FUND INSTRU-**
15 **MENTALITIES.**

16 Section 2105(c) of title 5, United States Code, is
17 amended by striking “Army and Air Force Motion Picture
18 Service, Navy Ship’s Stores Ashore” and inserting “Navy
19 Ships Stores Program”.

20 **SEC. 634. EXCHANGE STORE SYSTEM PARTICIPATION IN**
21 **THE ACCORD ON FIRE AND BUILDING SAFE-**
22 **TY IN BANGLADESH.**

23 (a) SPECIAL PROCUREMENT GUIDANCE FOR GAR-
24 MENTS MANUFACTURED IN BANGLADESH.—The senior
25 official of the Department of Defense designated pursuant

1 to section 2481(c) to oversee the defense commissary sys-
2 tem and the exchange store system shall require, con-
3 sistent with applicable international agreements, that the
4 exchange store system—

5 (1) for the purchase of garments manufactured
6 in Bangladesh for the private label brands of the ex-
7 change store system, becomes a signatory of or oth-
8 erwise complies with applicable requirements set
9 forth in the Accord on Fire and Building Safety in
10 Bangladesh;

11 (2) for the purchase of licensed apparel manu-
12 factured in Bangladesh, gives a preference to licens-
13 ees that are signatories to the Accord on Fire and
14 Building Safety in Bangladesh; and

15 (3) for the purchase of garments manufactured
16 in Bangladesh from retail suppliers, gives a pref-
17 erence to retail suppliers that are signatories to the
18 Accord on Fire and Building Safety in Bangladesh.

19 (b) NOTICE OF EXCEPTIONS.—If any garments man-
20 ufactured in Bangladesh are purchased from suppliers
21 that are not signatories to the Accord on Fire and Build-
22 ing Safety in Bangladesh, the Department of Defense offi-
23 cial referred to in subsection (a) shall notify Congress of
24 the purchase and the reasons therefor.

1 (c) EFFECTIVE DATE.—The requirements imposed
2 by this section shall take effect 90 days after the date of
3 the enactment of this Act or as soon after that date as
4 the Secretary of Defense determines to be practicable so
5 as to avoid disruption in garment supplies for the ex-
6 change store system.

7 **Subtitle E—Other Matters**

8 **SEC. 641. AUTHORITY TO PROVIDE CERTAIN EXPENSES** 9 **FOR CARE AND DISPOSITION OF HUMAN RE-** 10 **MAINS RETAINED BY THE DEPARTMENT OF** 11 **DEFENSE FOR FORENSIC PATHOLOGY INVES-** 12 **TIGATION.**

13 (a) DISPOSITION OF REMAINS OF PERSONS WHOSE
14 DEATH IS INVESTIGATED BY THE ARMED FORCES MED-
15 ICAL EXAMINER.—

16 (1) COVERED DECEDENTS.—Section 1481(a) of
17 title 10, United States Code, is amended by adding
18 at the end the following new paragraph:

19 “(10) To the extent authorized under section
20 1482(g) of this title, any person not otherwise cov-
21 ered by the preceding paragraphs whose remains (or
22 partial remains) have been retained by the Secretary
23 concerned for purposes of a forensic pathology inves-
24 tigation by the Armed Forces Medical Examiner
25 under section 1471 of this title.”.

1 (2) AUTHORIZED EXPENSES RELATING TO
2 CARE AND DISPOSITION OF REMAINS.—Section 1482
3 of such title is amended by adding at the end the
4 following new subsection:

5 “(g)(1) The payment of expenses incident to the re-
6 covery, care, and disposition of the remains of a decedent
7 covered by section 1481(a)(10) of this title is limited to
8 those expenses that, as determined under regulations pre-
9 scribed by the Secretary of Defense, would not have been
10 incurred but for the retention of those remains for pur-
11 poses of a forensic pathology investigation by the Armed
12 Forces Medical Examiner under section 1471 of this title.
13 The Secretary concerned shall pay all other expenses au-
14 thorized to be paid under this section only on a reimburs-
15 able basis. Amounts reimbursed to the Secretary con-
16 cerned under this subsection shall be credited to appro-
17 priations available at the time of reimbursement for the
18 payment of such expenses.

19 “(2) In a case covered by paragraph (1), if the person
20 designated under subsection (c) to direct disposition of the
21 remains of a decedent does not direct disposition of the
22 remains that were retained for the forensic pathology in-
23 vestigation, the Secretary may pay for the transportation
24 of those remains to, and interment or inurnment of those
25 remains in, an appropriate place selected by the Secretary,

1 in lieu of the transportation authorized to be paid under
2 subsection (a)(8).

3 “(3) In a case covered by paragraph (1), expenses
4 that may be paid do not include expenses with respect to
5 an escort under subsection (a)(8), whether or not on a
6 reimbursable basis.”.

7 (b) CLARIFICATION OF COVERAGE OF INURNMENT.—
8 Section 1482(a)(9) of such title is amended by inserting
9 “or inurnment” after “Interment”.

10 (c) TECHNICAL AMENDMENT.—Section 1482(f) of
11 such title is amended in the third sentence by striking
12 “this subsection” and inserting “this section”.

13 **SEC. 642. PROVISION OF STATUS UNDER LAW BY HON-**
14 **ORING CERTAIN MEMBERS OF THE RESERVE**
15 **COMPONENTS AS VETERANS.**

16 (a) VETERAN STATUS.—

17 (1) IN GENERAL.—Chapter 1 of title 38, United
18 States Code, is amended by inserting after section
19 107 the following new section:

20 **“§ 107A. Honoring as veterans certain persons who**
21 **performed service in the reserve compo-**
22 **nents**

23 “Any person who is entitled under chapter 1223 of
24 title 10 to retired pay for nonregular service or, but for
25 age, would be entitled under such chapter to retired pay

1 for nonregular service shall be honored as a veteran but
2 shall not be entitled to any benefit by reason of this sec-
3 tion.”.

4 (2) CLERICAL AMENDMENT.—The table of sec-
5 tions at the beginning of such chapter is amended
6 by inserting after the item relating to section 107
7 the following new item:

“107A. Honoring as veterans certain persons who performed service in the re-
serve components.”.

8 (b) CLARIFICATION REGARDING BENEFITS.—No
9 person may receive any benefit under the laws adminis-
10 tered by the Secretary of Veterans Affairs solely by reason
11 of section 107A of title 38, United States Code, as added
12 by subsection (a).

13 **SEC. 643. SURVEY OF MILITARY PAY AND BENEFITS PREF-**
14 **ERENCES.**

15 (a) SURVEY REQUIRED.—The Secretary of Defense
16 shall carry out a anonymous survey of random members
17 of the Armed Forces regarding military pay and benefits.

18 (b) CONTENT OF SURVEY.—A survey under this sec-
19 tion shall be conducted for the purpose of soliciting infor-
20 mation on the following:

21 (1) The value that members of the Armed
22 Forces place on the following forms of compensation
23 relative to one another:

24 (A) Basic pay.

1 (B) Allowances for housing and subsist-
2 ence.

3 (C) Bonuses and special pays.

4 (D) Dependent healthcare benefits.

5 (E) Healthcare benefits for retirees under
6 65 years old.

7 (F) Healthcare benefits for Medicare-eli-
8 ble retirees.

9 (G) Retirement pay.

10 (2) How the members value different levels of
11 pay or benefits, including the impact of co-payments
12 or deductibles on the value of benefits.

13 (3) Any other issues related to military pay and
14 benefits as the Secretary of Defense considers ap-
15 propriate.

16 (4) How information collected pursuant to a
17 previous paragraph varies by age, rank, dependent
18 status, and other factors the Secretary of Defense
19 considers appropriate.

20 (c) SUBMISSION OF RESULTS.—Upon the completion
21 of a survey conducted under this section, the Secretary
22 of Defense shall submit to Congress and make publicly
23 available a report containing the results of the survey, in-
24 cluding both the analyses and the raw data collected.

1 **SEC. 644. TRANSPORTATION ON MILITARY AIRCRAFT ON A**
2 **SPACE-AVAILABLE BASIS FOR DISABLED VET-**
3 **ERANS WITH A SERVICE-CONNECTED, PER-**
4 **MANENT DISABILITY RATED AS TOTAL.**

5 (a) AVAILABILITY OF TRANSPORTATION.—Section
6 2641b of title 10, United States Code, as amended by sec-
7 tion 622 of National Defense Authorization Act for Fiscal
8 Year 2013, is further amended—

9 (1) by redesignating subsection (f) as sub-
10 section (g); and

11 (2) by inserting after subsection (e) the fol-
12 lowing new subsection (f):

13 “(f) SPECIAL PRIORITY FOR CERTAIN DISABLED
14 VETERANS.—(1) The Secretary of Defense shall provide,
15 at no additional cost to the Department of Defense and
16 with no aircraft modification, transportation on scheduled
17 and unscheduled military flights within the continental
18 United States and on scheduled overseas flights operated
19 by the Air Mobility Command on a space-available basis
20 for any veteran with a service-connected, permanent dis-
21 ability rated as total.

22 “(2) Notwithstanding subsection (d)(1), in estab-
23 lishing space-available transportation priorities under the
24 travel program, the Secretary shall provide transportation
25 under paragraph (1) on the same basis as such transpor-

1 tation is provided to members of the armed forces entitled
2 to retired or retainer pay.

3 “(3) The requirement to provide transportation on
4 Department of Defense aircraft on a space-available basis
5 on the priority basis described in paragraph (2) to vet-
6 erans covered by this subsection applies whether or not
7 the travel program is established under this section.

8 “(4) In this subsection, the terms ‘veteran’ and ‘serv-
9 ice-connected’ have the meanings given those terms in sec-
10 tion 101 of title 38.”.

11 (b) EFFECTIVE DATE.—Subsection (f) of section
12 2641b of title 10, United States Code, as added by sub-
13 section (a), shall take effect at the end of the 90-day pe-
14 riod beginning on the date of the enactment of this Act.

15 **TITLE VII—HEALTH CARE**
16 **PROVISIONS**
17 **Subtitle A—Improvements to**
18 **Health Benefits**

19 **SEC. 701. MENTAL HEALTH ASSESSMENTS FOR MEMBERS**
20 **OF THE ARMED FORCES.**

21 (a) IN GENERAL.—Section 1074m of title 10, United
22 States Code, is amended—

23 (1) in subsection (a)(1)—

1 (A) by redesignating subparagraph (B)
2 and (C) as subparagraph (C) and (D), respec-
3 tively; and

4 (B) by inserting after subparagraph (A)
5 the following:

6 “(B) Once during each 180-day period
7 during which a member is deployed.”; and

8 (2) in subsection (c)(1)(A)—

9 (A) in clause (i), by striking “; and” and
10 inserting a semicolon;

11 (B) by redesignating clause (ii) as clause
12 (iii); and

13 (C) by inserting after clause (i) the fol-
14 lowing:

15 “(ii) by personnel in deployed units
16 whose responsibilities include providing
17 unit health care services if such personnel
18 are available and the use of such personnel
19 for the assessments would not impair the
20 capacity of such personnel to perform
21 higher priority tasks; and”.

22 (b) CONFORMING AMENDMENT.—Section
23 1074m(a)(2) of title 10, United States Code, is amended
24 by striking “subparagraph (B) and (C)” and inserting
25 “subparagraph (C) and (D)”.

1 **SEC. 702. PERIODIC MENTAL HEALTH ASSESSMENTS FOR**
2 **MEMBERS OF THE ARMED FORCES.**

3 (a) IN GENERAL.—Chapter 55 of title 10, United
4 States Code, is amended by inserting after section 1074m
5 the following new section:

6 **“§ 1074n. Periodic mental health assessments for**
7 **members of the armed forces**

8 “(a) IN GENERAL.—The Secretary of Defense shall
9 provide periodic, person-to-person mental health assess-
10 ments to each member of the armed forces serving on ac-
11 tive duty.

12 “(b) FREQUENCY.—The Secretary shall determine
13 the frequency of the mental health assessments provided
14 under subsection (a).

15 “(c) ELEMENTS.—(1) The mental health assessments
16 provided under subsection (a) shall meet the requirements
17 for mental health assessments as described in section
18 1074m(c)(1) of this title.

19 “(2) The Secretary may treat health assessments and
20 other person-to-person assessments that are provided to
21 members of the armed forces, including examinations
22 under sections 1074f and 1074m of this title, as meeting
23 the requirements for mental health assessments required
24 under subsection (a) if the Secretary determines that such
25 assessments and person-to-person assessments meet the

1 requirements for mental health assessments established by
2 this section.

3 “(d) SHARING OF INFORMATION.—Section 1074m(e)
4 of this title, regarding the sharing of information with the
5 Secretary of Veterans Affairs, shall apply to mental health
6 assessments provided under subsection (a).

7 “(e) REGULATIONS.—The Secretary of Defense, in
8 consultation with the other administering Secretaries,
9 shall prescribe regulations for the administration of this
10 section.”.

11 (b) CLERICAL AMENDMENT.—The table of sections
12 at the beginning of such chapter is amended by inserting
13 after the item relating to section 1074m the following new
14 item:

“1074n. Periodic mental health assessments for members of the armed forces.”.

15 **SEC. 703. BEHAVIORAL HEALTH TREATMENT OF DEVELOP-**
16 **MENTAL DISABILITIES UNDER TRICARE.**

17 (a) IN GENERAL.—Section 1077 of title 10, United
18 States Code, is amended by adding at the end the fol-
19 lowing new subsection:

20 “(g)(1) Subject to paragraph (3)(A), in providing
21 health care under subsection (a), the treatment of develop-
22 mental disabilities (as defined by section 102(8) of the De-
23 velopmental Disabilities Assistance and Bill of Rights Act
24 of 2000 (42 U.S.C. 15002(8))), including autism spec-
25 trum disorder, shall include behavioral health treatment,

1 including applied behavior analysis, when prescribed by a
2 physician.

3 “(2) In carrying out this subsection, the Secretary
4 shall ensure that—

5 “(A) except as provided by subparagraph (B),
6 a person who is authorized to provide behavioral
7 health treatment is licensed or certified by a State
8 or accredited national certification board; and

9 “(B) applied behavior analysis or other behav-
10 ioral health treatment may be provided by an em-
11 ployee, contractor, or trainee of a person described
12 in subparagraph (A) if the employee, contractor, or
13 trainee meets minimum qualifications, training, and
14 supervision requirements as set forth by the Sec-
15 retary.

16 “(3)(A) This subsection shall not apply to—

17 “(i) a medicare eligible beneficiary (as defined
18 in section 1111(b) of this title); or

19 “(ii) a covered beneficiary who is a beneficiary
20 by reason of being a retired member of the Coast
21 Guard, the Commissioned Corp of the National Oce-
22 anic and Atmospheric Administration, or the Com-
23 missioned Corp of the Public Health Service, or by
24 being a dependent of such a retired member.

1 “(B) Except as provided in subparagraph (A), nothing in this subsection shall be construed as limiting or otherwise affecting the benefits otherwise provided to a covered beneficiary under—

5 “(i) this chapter;

6 “(ii) title XVIII of the Social Security Act (42 U.S.C. 1395 et seq.); or

8 “(iii) any other law.”.

9 (b) FUNDING.—

10 (1) INCREASE.—Notwithstanding the amounts set forth in the funding tables in division D, the amount authorized to be appropriated in section 1406 for the Defense Health Program, as specified in the corresponding funding table in section 4501, for Private Sector Care is hereby increased by \$60,000,000.

17 (2) OFFSET.—Notwithstanding the amounts set forth in the funding tables in division D, the amount authorized to be appropriated in section 4301 for operation and maintenance, as specified in the corresponding funding table in section 4301, for the Office of the Secretary of Defense (Line 280) is hereby reduced by \$60,000,000.

1 **SEC. 704. EXTENSION OF TRANSITIONAL ASSISTANCE MAN-**
2 **AGEMENT PROGRAM.**

3 (a) **TELEMEDICINE.**—In carrying out the Transi-
4 tional Assistance Management Program, the Secretary of
5 Defense shall extend the coverage of such program to indi-
6 viduals by an additional 180 days for treatment provided
7 through telemedicine.

8 (b) **MENTAL HEALTH CARE AND BEHAVIORAL SERV-**
9 **ICES.**—

10 (1) **IN GENERAL.**—The Secretary shall extend
11 the coverage of the Transitional Assistance Manage-
12 ment Program for covered treatment to covered indi-
13 viduals for a period determined necessary by a
14 health care professional treating the covered indi-
15 vidual.

16 (2) **DEFINITIONS.**—In this subsection:

17 (A) The term “covered individual” means
18 an individual who—

19 (i) during the initial 180-day period of
20 being enrolled in the Transitional Assist-
21 ance Management Program, received any
22 mental health care treatment or covered
23 treatment; or

24 (ii) during the one-year period pre-
25 ceding separation or discharge from the

1 management, and transition of recovering service
2 members with urotrauma.

3 (2) SCOPE OF POLICY.—The policy shall cover
4 each of the following:

5 (A) The care and management of the spe-
6 cific needs of service members who are
7 urotrauma patients, including eligibility for the
8 Recovery Care Coordinator Program pursuant
9 to the Wounded Warrior Act (10 U.S.C. 1071
10 note).

11 (B) The return of service members who
12 have recovered to active duty when appropriate.

13 (C) The transition of recovering service
14 members from receipt of care and services
15 through the Department of Defense to receipt
16 of care and services through the Department of
17 Veterans Affairs.

18 (3) CONSULTATION.—The Secretary of Defense
19 and the Secretary of Veterans Affairs shall develop
20 the policy in consultation with the heads of other ap-
21 propriate departments and agencies of the Federal
22 Government, with representatives of military service
23 organizations representing the interests of service
24 members who are urotrauma patients and with ap-

1 appropriate nongovernmental organizations having an
2 expertise in matters relating to the policy.

3 (b) REPORT.—The Secretary of Defense and the Sec-
4 retary of Veterans Affairs shall jointly submit to Congress
5 a report that includes a review identifying and options for
6 responding to gaps in the care of service members who
7 are urotrauma patients.

8 **Subtitle B—Health Care**

9 **Administration**

10 **SEC. 711. FUTURE AVAILABILITY OF TRICARE PRIME FOR** 11 **CERTAIN BENEFICIARIES ENROLLED IN** 12 **TRICARE PRIME.**

13 Section 732 of the National Defense Authorization
14 Act for Fiscal Year 2013 (Public Law 112–239; 126 Stat.
15 1816) is amended—

16 (1) by redesignating subsection (b) as sub-
17 section (c); and

18 (2) by inserting the following new subsection:

19 “(b) ACCESS TO TRICARE PRIME.—

20 “(1) ONE-TIME ELECTION.—Subject to para-
21 graph (3), the Secretary shall ensure that each af-
22 fected eligible beneficiary who is enrolled in
23 TRICARE Prime as of September 30, 2013, may
24 make a one-time election to continue such enroll-
25 ment in TRICARE Prime, notwithstanding that a

1 contract described in subsection (a)(2)(A) does not
2 allow for such enrollment based on the location in
3 which such beneficiary resides. The beneficiary may
4 continue such enrollment in TRICARE Prime so
5 long as the beneficiary resides in the same ZIP code
6 as the ZIP Code in which the beneficiary resided at
7 the time of such election.

8 “(2) ENROLLMENT IN TRICARE STANDARD.—If
9 an affected eligible beneficiary makes the one-time
10 election under paragraph (1), the beneficiary may
11 thereafter elect to enroll in TRICARE Standard at
12 any time in accordance with a contract described in
13 subsection (a)(2)(A).

14 “(3) RESIDENCE AT TIME OF ELECTION.—An
15 affected eligible beneficiary may not make the one-
16 time election under paragraph (1) if, at the time of
17 such election, the beneficiary does not reside in a
18 ZIP code that is in a region described in subsection
19 (c)(1)(B).”.

20 **SEC. 712. COOPERATIVE HEALTH CARE AGREEMENTS BE-**
21 **TWEEN THE MILITARY DEPARTMENTS AND**
22 **NON-MILITARY HEALTH CARE ENTITIES.**

23 Section 713 of the National Defense Authorization
24 Act of 2010 (Public Law 111–84; 10 U.S.C. 1073 note)
25 is amended—

1 (1) in subsection (a), by striking “Secretary of
2 Defense” and inserting “Secretary concerned”;

3 (2) in subsection (b)—

4 (A) by striking “Secretary shall” and in-
5 serting “Secretary concerned shall”;

6 (B) in paragraph (1)(A), by inserting “if
7 the Secretary establishing such agreement is
8 the Secretary of Defense” before the semicolon;
9 and

10 (C) in paragraph (3), by inserting “or the
11 military department concerned” after “the De-
12 partment of Defense”; and

13 (3) by adding at the end the following new sub-
14 section:

15 “(e) SECRETARY CONCERNED DEFINED.—In this
16 section, the term ‘Secretary concerned’ means—

17 “(1) the Secretary of a military department; or

18 “(2) the Secretary of Defense.”.

19 **SEC. 713. LIMITATION ON AVAILABILITY OF FUNDS FOR IN-**
20 **TEGRATED ELECTRONIC HEALTH RECORD**
21 **PROGRAM.**

22 (a) LIMITATION.—Of the funds authorized to be ap-
23 propriated by this Act or otherwise made available for fis-
24 cal year 2014 for procurement or research, development,
25 test, and evaluation for the Department of Defense for

1 the integrated electronic health record program, not more
2 than 75 percent may be obligated or expended until a pe-
3 riod of 30 days has elapsed following the date on which
4 the Secretary of Defense submits to the congressional de-
5 fense committees a report detailing an analysis of alter-
6 natives for the plan of the Secretary to proceed with such
7 program.

8 (b) MATTERS INCLUDED.—The report under sub-
9 section (a) shall include the following:

10 (1) A description of the key performance re-
11 quirements for the integrated electronic health
12 record program capability.

13 (2) An analysis of alternatives for how to ac-
14 quire and implement an integrated electronic health
15 record capability that meets such requirements.

16 (3) An assessment of the budgetary resources
17 and timeline required for each of the evaluated alter-
18 natives.

19 (4) A recommendation by the Secretary with re-
20 spect to the alternative preferred by the Secretary.

21 **SEC. 714. PILOT PROGRAM ON INCREASED THIRD-PARTY**
22 **COLLECTION REIMBURSEMENTS IN MILI-**
23 **TARY MEDICAL TREATMENT FACILITIES.**

24 (a) PILOT PROGRAM.—

1 (1) IN GENERAL.—The Secretary of Defense, in
2 coordination with the Secretaries of the military de-
3 partments, shall carry out a pilot program to dem-
4 onstrate and assess the feasibility of implementing
5 processes described in paragraph (2) to increase the
6 amounts collected under section 1095 of title 10,
7 United States Code, from a third-party payer for
8 charges for health care services incurred by the
9 United States at a military medical treatment facil-
10 ity.

11 (2) PROCESSES DESCRIBED.—The processes de-
12 scribed in this paragraph are revenue-cycle manage-
13 ment processes, including cash-flow management
14 and accounts-receivable processes.

15 (b) REQUIREMENTS.—In carrying out the pilot pro-
16 gram under subsection (a)(1), the Secretary shall—

17 (1) identify and analyze the best practice op-
18 tion, including commercial best practices, with re-
19 spect to the processes described in subsection (a)(2)
20 that are used in nonmilitary health care facilities;
21 and

22 (2) conduct a cost-benefit analysis to assess
23 measurable results of the pilot program, including
24 an analysis of—

1 (A) the different processes used in the
2 pilot program;

3 (B) the amount of third-party collections
4 that resulted from such processes;

5 (C) the cost to implement and sustain such
6 processes; and

7 (D) any other factors the Secretary deter-
8 mines appropriate to assess the pilot program.

9 (c) LOCATIONS.—The Secretary shall carry out the
10 pilot program under subsection (a)(1)—

11 (1) at military installations that have a military
12 medical treatment facility with inpatient and out-
13 patient capabilities;

14 (2) at a number of such installations at dif-
15 ferent military departments that the Secretary deter-
16 mines sufficient to fully assess the results of the
17 pilot program.

18 (d) DURATION.—The Secretary shall commence the
19 pilot program under subsection (a)(1) by not later than
20 270 days after the date of the enactment of this Act and
21 shall carry out such program for three years.

22 (e) REPORT.—Not later than 180 days after com-
23 pleting the pilot program under subsection (a)(1), the Sec-
24 retary shall submit to the congressional defense commit-

1 tees a report describing the results of the program, includ-
2 ing—

3 (1) a comparison of—

4 (A) the processes described in subsection
5 (a)(2) that were used in the military medical
6 treatment facilities participating in the pro-
7 gram; and

8 (B) the third-party collection processes
9 used by military medical treatment facilities not
10 included in the program;

11 (2) a cost analysis of implementing the proc-
12 esses described in subsection (a)(2) for third-party
13 collections at military medical treatment facilities;
14 and

15 (3) an assessment of the program, including
16 any recommendations to improve third-party collec-
17 tions.

18 (f) **ADDITIONAL REPORT.**—Not later than 180 days
19 after the date of the enactment of this Act, the Secretary
20 of Defense shall submit to the congressional defense com-
21 mittees a report on the methods, as of the date of the
22 report, employed by the military departments to collect
23 charges from third-party payers incurred at military med-
24 ical treatment facilities, including specific data with re-
25 spect to the dollar amount of third-party collections that

1 resulted from each method currently being used through-
2 out the military departments. The Secretary shall take
3 into account the results of such report in evaluating the
4 results of the pilot program under subsection (a)(1).

5 **Subtitle C—Other Matters**

6 **SEC. 721. DISPLAY OF BUDGET INFORMATION FOR EMBED-** 7 **DED MENTAL HEALTH PROVIDERS OF THE** 8 **RESERVE COMPONENTS.**

9 (a) IN GENERAL.—Chapter 9 of title 10, United
10 States Code, is amended by adding at the end the fol-
11 lowing new section:

12 **“§ 236. Embedded mental health providers of the re-** 13 **serve components: display of budget in-** 14 **formation**

15 “The Secretary of Defense shall submit to Congress,
16 as a part of the documentation that supports the Presi-
17 dent’s annual budget for the Department of Defense, a
18 budget justification display with respect to embedded men-
19 tal health providers within each reserve component, in-
20 cluding the amount requested for each such component.”.

21 (b) CLERICAL AMENDMENT.—The table of sections
22 at the beginning of such chapter is amended by adding
23 at the end the following new item:

“236. Embedded mental health providers of the reserve components: display of
budget information.”.

1 **SEC. 722. AUTHORITY OF UNIFORMED SERVICES UNIVER-**
2 **SITY OF HEALTH SCIENCES TO ENTER INTO**
3 **CONTRACTS AND AGREEMENTS AND MAKE**
4 **GRANTS TO OTHER NONPROFIT ENTITIES.**

5 Section 2113(g)(1) of title 10, United States Code,
6 is amended—

7 (1) in subparagraph (B)—

8 (A) by inserting “, or any other nonprofit
9 entity” after “Military Medicine”; and

10 (B) by inserting “, or nonprofit entity,”
11 after “such Foundation”; and

12 (2) in subparagraph (C)—

13 (A) by inserting “, or any other nonprofit
14 entity,” after “Military Medicine”; and

15 (B) by inserting “, or nonprofit entity,”
16 after “such foundation”.

17 **SEC. 723. MENTAL HEALTH SUPPORT FOR MILITARY PER-**
18 **SONNEL AND FAMILIES.**

19 The Secretary of Defense may carry out collaborative
20 programs to—

21 (1) respond to the escalating suicide rates and
22 combat stress related arrest rates of members of the
23 Armed Forces;

24 (2) train active duty members to recognize and
25 respond to combat stress disorder, suicide risk, sub-

1 stance addiction, risk-taking behaviors, and family
2 violence; and

3 (3) determine the effectiveness of the efforts of
4 the Department of Defense in reducing suicide rates
5 of members of the Armed Forces.

6 **SEC. 724. RESEARCH REGARDING HYDROCEPHALUS.**

7 In conducting the Peer Reviewed Medical Research
8 Program, the Secretary of Defense may consider selecting
9 medical research projects relating to hydrocephalus.

10 **SEC. 725. TRAUMATIC BRAIN INJURY RESEARCH.**

11 The Secretary of Defense shall carry out research,
12 development, test, and evaluation activities with respect
13 to traumatic brain injury and psychological health, includ-
14 ing activities regarding drug development to halt
15 neurodegeneration following traumatic brain injury.

16 **SEC. 726. DATA SHARING WITH STATE ADJUTANT GEN-
17 ERALS TO FACILITATE SUICIDE PREVENTION
18 EFFORTS.**

19 Upon the request of any adjutant general of a State,
20 the Secretary of Defense shall share the contact informa-
21 tion of members of the Individual Ready Reserve and indi-
22 vidual mobilization augmentees who reside in the State of
23 such adjutant general for the purpose of conducting sui-
24 cide prevention outreach efforts.

1 **SEC. 727. INCREASED COLLABORATION WITH NIH TO COM-**
2 **BAT TRIPLE NEGATIVE BREAST CANCER.**

3 The Office of Health of the Department of Defense
4 shall work in collaboration with the National Institutes of
5 Health to—

6 (1) identify specific genetic and molecular tar-
7 gets and biomarkers for triple negative breast can-
8 cer; and

9 (2) provide information useful in biomarker se-
10 lection, drug discovery, and clinical trials design that
11 will enable both—

12 (A) triple negative breast cancer patients
13 to be identified earlier in the progression of
14 their disease; and

15 (B) the development of multiple targeted
16 therapies for the disease.

17 **SEC. 728. SENSE OF CONGRESS ON MENTAL HEALTH COUN-**
18 **SELORS FOR MEMBERS OF THE ARMED**
19 **FORCES AND THEIR FAMILIES.**

20 It is the sense of Congress that—

21 (1) the Secretary of Defense should develop a
22 plan to ensure a sustainable flow of qualified coun-
23 selors to meet the long-term needs of members of
24 the Armed Forces and their families for counselors;
25 and

1 (2) the plan should include the participation of
2 accredited schools and universities, health care pro-
3 viders, professional counselors, family service or sup-
4 port centers, chaplains, and other appropriate re-
5 sources of the Department of Defense.

6 **SEC. 729. REPORT ON ROLE OF DEPARTMENT OF VET-**
7 **ERANS AFFAIRS IN DEPARTMENT OF DE-**
8 **ENSE CENTERS OF EXCELLENCE.**

9 Not later than 60 days after the date of the enact-
10 ment of this Act, the Secretary of Veterans Affairs shall
11 submit to the Committees on Armed Services and Vet-
12 erans' Affairs of the House of Representatives and the
13 Committees on Armed Services and Veterans' Affairs of
14 the Senate a report on the centers of excellence established
15 under sections 1621, 1622, and 1623 of the National De-
16 fense Authorization Act for Fiscal Year 2008 (Public Law
17 110–181; 10 U.S.C. 1071 note). Such report shall include
18 each of the following:

19 (1) The amount of resources that have been ob-
20 ligated by Department of Veterans Affairs in sup-
21 port of each of the centers since the dates on which
22 they were established, including the amount of per-
23 sonnel, time, money, and function provided in sup-
24 port of the centers.

1 (2) An estimate of the amount of resources the
2 Secretary expects the Department to dedicate to
3 each of the centers during each of fiscal years 2014
4 through 2018.

5 (3) A description of the role of the Department
6 within each of the centers.

7 **SEC. 730. PRELIMINARY MENTAL HEALTH ASSESSMENTS.**

8 Before any individual enlists in the Armed Forces or
9 is commissioned as an officer in the Armed Forces, the
10 Secretary of Defense shall provide the individual with a
11 mental health assessment. The Secretary shall use such
12 results as a baseline for any subsequent mental health ex-
13 aminations, including such examinations provided under
14 sections 1074f and 1074m of title 10, United States Code,
15 and section 1074n of such title, as added by section 702.

16 **SEC. 731. SENSE OF CONGRESS ON THE TRAUMATIC BRAIN**
17 **INJURY PLAN.**

18 It is the sense of Congress that—

19 (1) section 739(b) of the National Defense Au-
20 thorization Act for Fiscal Year 2013 (Public Law
21 112–239; 126 Stat. 1822) requires the Secretary of
22 Defense to submit a plan to Congress to improve the
23 coordination and integration of the programs of the
24 Department of Defense that address traumatic brain
25 injury and the psychological health of members of

1 the Armed Forces not later than 180 days after the
2 date of the enactment of such Act;

3 (2) the requirement to submit the plan is still
4 in effect and the contents of the plan are still impor-
5 tant; and

6 (3) the Secretary of Defense should deliver the
7 report within the required time frame.

8 **SEC. 732. REPORT ON MEMORANDUM REGARDING TRAU-**
9 **MATIC BRAIN INJURIES.**

10 Not later than 180 days after the date of the enact-
11 ment of this Act, the Secretary of Defense shall submit
12 to the congressional defense committees a report on how
13 the Secretary will identify, refer, and treat traumatic brain
14 injuries with respect to members of the Armed Forces who
15 served in Operation Enduring Freedom or Operation Iraqi
16 Freedom before the date in June 2010 on which the
17 memorandum regarding using a 50-meter distance from
18 an explosion as a criterion to properly identify, refer, and
19 treat members for potential traumatic brain injury took
20 effect.

1 **SEC. 733. PILOT PROGRAM FOR INVESTIGATIONAL TREAT-**
2 **MENT OF MEMBERS OF THE ARMED FORCES**
3 **FOR TRAUMATIC BRAIN INJURY AND POST-**
4 **TRAUMATIC STRESS DISORDER.**

5 (a) PROCESS.—The Secretary of Defense shall carry
6 out a five-year pilot program under which the Secretary
7 shall establish a process through which the Secretary shall
8 provide payment for investigational treatments (including
9 diagnostic testing) of traumatic brain injury or post-trau-
10 matic stress disorder received by members of the Armed
11 Forces in health care facilities other than military treat-
12 ment facilities. Such process shall provide that payment
13 be made directly to the health care facility furnishing the
14 treatment.

15 (b) CONDITIONS FOR APPROVAL.—The approval by
16 the Secretary for payment for a treatment pursuant to
17 subsection (a) shall be subject to the following conditions:

18 (1) Any drug or device used in the treatment
19 must be approved or cleared by the Food and Drug
20 Administration for any purpose and its use must
21 comply with rules of the Food and Drug Administra-
22 tion applicable to investigational new drugs or inves-
23 tigational devices.

24 (2) The treatment must be approved by the
25 Secretary following approval by an institutional re-
26 view board operating in accordance with regulations

1 issued by the Secretary of Health and Human Serv-
2 ices.

3 (3) The patient receiving the treatment must
4 demonstrate an improvement under criteria ap-
5 proved by the Secretary, as a result of the treatment
6 on one or more of the following:

7 (A) Standardized independent pre-treat-
8 ment and post-treatment neuropsychological
9 testing.

10 (B) Accepted survey instruments including,
11 such instruments that look at quality of life.

12 (C) Neurological imaging.

13 (D) Clinical examination.

14 (4) The patient receiving the treatment must be
15 receiving the treatment voluntarily and based on in-
16 formed consent.

17 (5) The patient receiving the treatment may not
18 be a retired member of the Armed Forces who is en-
19 titled to benefits under part A, or eligible to enroll
20 under part B, of title XVIII of the Social Security
21 Act.

22 (c) ADDITIONAL RESTRICTIONS AUTHORIZED.—The
23 Secretary may establish additional restrictions or condi-
24 tions for reimbursement as the Secretary determines ap-
25 propriate to ensure the protection of human research sub-

1 jects, appropriate fiscal management, and the validity of
2 the research results.

3 (d) AUTHORITY.—The Secretary shall make pay-
4 ments under this section for treatments received by mem-
5 bers of the Armed Forces using the authority in subsection
6 (c)(1) of section 1074 of title 10, United States Code.

7 (e) AMOUNT.—A payment under this section shall be
8 made at the equivalent Centers for Medicare and Medicaid
9 Services reimbursement rate in effect for appropriate
10 treatment codes for the State or territory in which the
11 treatment is received. If no such rate is in effect, payment
12 shall be made on a cost-reimbursement basis, as deter-
13 mined by the Secretary, in consultation with the Secretary
14 of Health and Human Services.

15 (f) DATA COLLECTION AND AVAILABILITY.—

16 (1) IN GENERAL.—The Secretary shall develop
17 and maintain a database containing data from each
18 patient case involving the use of a treatment under
19 this section. The Secretary shall ensure that the
20 database preserves confidentiality and that any use
21 of the database or disclosures of such data are lim-
22 ited to such use and disclosures permitted by law
23 and applicable regulations.

24 (2) PUBLICATION OF QUALIFIED INSTITU-
25 TIONAL REVIEW BOARD STUDIES.—The Secretary

1 shall ensure that an Internet website of the Depart-
2 ment of Defense includes a list of all civilian institu-
3 tional review board studies that have received a pay-
4 ment under this section.

5 (g) ASSISTANCE FOR MEMBERS TO OBTAIN TREAT-
6 MENT.—

7 (1) ASSIGNMENT TO TEMPORARY DUTY.—The
8 Secretary of a military department may assign a
9 member of the Armed Forces under the jurisdiction
10 of the Secretary to temporary duty or allow the
11 member a permissive temporary duty in order to
12 permit the member to receive treatment for trau-
13 matic brain injury or post-traumatic stress disorder,
14 for which payments shall be made under subsection
15 (a), at a location beyond reasonable commuting dis-
16 tance of the permanent duty station of the member.

17 (2) PER DIEM.—A member who is away from
18 the permanent station of the member may be paid
19 a per diem in lieu of subsistence in an amount not
20 more than the amount to which the member would
21 be entitled if the member were performing travel in
22 connection with a temporary duty assignment.

23 (3) GIFT RULE WAIVER.—The Secretary of De-
24 fense may waive any rule of the Department of De-
25 fense regarding ethics or the receipt of gifts with re-

1 spect to any assistance provided to a member of the
2 Armed Forces for travel or per diem expenses inci-
3 dental to receiving treatment under this section.

4 (h) MEMORANDA OF UNDERSTANDING.—The Sec-
5 retary shall enter into memoranda of understandings with
6 civilian institutions for the purpose of providing members
7 of the Armed Forces with treatment carried out by civilian
8 health care practitioners under treatment—

9 (1) approved by and under the oversight of ci-
10 vilian institutional review boards; and

11 (2) that would qualify for payment under this
12 section.

13 (i) OUTREACH.—The Secretary of Defense shall es-
14 tablish a process to notify members of the Armed Forces
15 of the opportunity to receive treatment pursuant to this
16 section.

17 (j) REPORT TO CONGRESS.—Not later than 30 days
18 after the last day of each fiscal year during which the Sec-
19 retary is authorized to make payments under this section,
20 the Secretary shall submit to Congress an annual report
21 on the implementation of this section and any available
22 results on investigational treatment studies authorized
23 under this section.

1 (k) TERMINATION.—The authority to make a pay-
2 ment under this section shall terminate on the date that
3 is five years after the date of the enactment of this Act.

4 (l) AUTHORIZATION OF APPROPRIATIONS.—There is
5 authorized to be appropriated to carry out this section
6 \$10,000,000 for each fiscal year during which the Sec-
7 retary is authorized to make payments under this section.

8 (m) FUNDING INCREASE AND OFFSETTING REDUC-
9 TION.—

10 (1) IN GENERAL.—Notwithstanding the
11 amounts set forth in the funding tables in division
12 D, to carry out this section during fiscal year
13 2014—

14 (A) the amount authorized to be appro-
15 priated in section 1406 for the Defense Health
16 Program, as specified in the corresponding
17 funding table in division D, is hereby increased
18 by \$10,000,000, with the amount of the in-
19 crease allocated to the Defense Health Pro-
20 gram, as set forth in the table under section
21 4501, to carry out this section; and

22 (B) the amount authorized to be appro-
23 priated in section 301 for Operation and Main-
24 tenance, Defense-wide, as specified in the cor-
25 responding funding table in division D, is here-

1 by reduced by \$10,000,000, with the amount of
2 the reduction to be derived from Line 280, Of-
3 fice of the Secretary of Defense as set forth in
4 the table under section 4301.

5 (2) MERIT-BASED OR COMPETITIVE DECI-
6 SIONS.—A decision to commit, obligate, or expend
7 funds referred to in paragraph (1)(A) with or to a
8 specific entity shall—

9 (A) be based on merit-based selection pro-
10 cedures in accordance with the requirements of
11 sections 2304(k), 2361, and 2374 of title 10,
12 United States Code, or on competitive proce-
13 dures; and

14 (B) comply with other applicable provisions
15 of law.

16 **SEC. 734. INTEGRATED ELECTRONIC HEALTH RECORD OF**
17 **THE DEPARTMENTS OF DEFENSE AND VET-**
18 **ERANS AFFAIRS.**

19 (a) SENSE OF CONGRESS.—It is the sense of Con-
20 gress that—

21 (1) despite repeated attempts at cooperation
22 over the past 20 years, the Department of Defense
23 and the Department of Veterans Affairs have failed
24 to implement a solution that allows for seamless
25 electronic sharing of medical health care data;

1 (2) the recent decision by the Secretary of De-
2 fense and the Secretary of Veterans Affairs to aban-
3 don their earlier agreement and pursue separate
4 paths to integration jeopardizes the stated goal of
5 providing “a patient-centered health care system
6 that delivers excellent quality, access, satisfaction,
7 and value, consistently across the Departments”;

8 (3) despite the repeated concerns and objections
9 of the congressional committees of jurisdiction, the
10 Department of Defense and the Department of Vet-
11 erans Affairs seem to be on a continued path to fail
12 in achieving the goal of creating a seamless health
13 record that integrates data across the Departments;
14 and

15 (4) the President should make the necessary
16 leadership changes to assure timely completion of
17 this requirement.

18 (b) IMPLEMENTATION.—The Secretary of Defense
19 and the Secretary of Veterans Affairs shall—

20 (1) implement an integrated electronic health
21 record to be used by each of the Secretaries; and

22 (2) deploy such record by not later than Octo-
23 ber 1, 2016.

1 (c) DESIGN PRINCIPLES.—The integrated electronic
2 health record established under subsection (b) shall adhere
3 to the following principles:

4 (1) To the extent practicable, efforts to estab-
5 lish such record shall be based on objectives, activi-
6 ties, and milestones established by the Joint Execu-
7 tive Committee Joint Strategic Plan Fiscal Years
8 2013–2015, including any requirements, definition,
9 documents, or analyses previously developed to sat-
10 isfy said Joint Strategic Plan.

11 (2) Principles with respect to open architecture
12 standards, including—

13 (A) modular designs based on standards
14 with loose coupling and high cohesion that allow
15 for independent acquisition of system compo-
16 nents;

17 (B) if existing national standards do not
18 exist as of the date on which the record is being
19 established, the Secretaries shall agree upon
20 and adopt a standard for purposes of the record
21 until such time as national standards are estab-
22 lished;

23 (C) enterprise investment strategies that
24 maximize reuse of proven system designs;

1 (D) implementation of aggressive life-cycle
2 sustainment planning that uses proven tech-
3 nology insertion strategies and product upgrade
4 techniques;

5 (E) enforcement of system design trans-
6 parency, continuous design disclosure and im-
7 provement, and peer reviews that include gov-
8 ernment, academia, and industry; and

9 (F) strategies for data-use rights to ensure
10 a level competitive playing field and access to
11 alternative solutions and sources across the life-
12 cycle of the program.

13 (3) By the point of full deployment decision,
14 such record must be at a generation 3 level or better
15 for a health information technology system.

16 (d) PROGRAM PLAN.—Not later than January 31,
17 2014, the Secretaries shall jointly develop and submit to
18 the appropriate congressional committees a program plan
19 for the oversight and execution of the integrated electronic
20 health record program established under this section. This
21 plan shall include—

22 (1) program objectives;

23 (2) organization;

24 (3) responsibilities of the Departments;

25 (4) technical system requirements;

1 (5) milestones, including a schedule for industry
2 competitions for capabilities needed to satisfy the
3 technical system requirements;

4 (6) technical system standards being adopted
5 by the program;

6 (7) outcome-based metrics proposed to measure
7 the performance and effectiveness of the program;
8 and

9 (8) level of funding for fiscal years 2014
10 through 2017.

11 (e) ASSESSMENT.—

12 (1) IN GENERAL.—The Secretaries shall jointly
13 commission an independent assessment of the pro-
14 gram plan under subsection (d).

15 (2) SUBMISSION.—Not later than 60 days after
16 the date on which the program plan under sub-
17 section (d) is submitted to the appropriate congres-
18 sional committees, the Secretaries shall jointly sub-
19 mit to such committees the independent assessment
20 conducted under paragraph (1).

21 (f) LIMITATION OF FUNDS.—Not more than 25 per-
22 cent of the amounts authorized to be appropriated by this
23 Act or otherwise made available for development , mod-
24 ernization, or enhancement of the integrated electronic
25 health record within the Department of Veterans Affairs

1 or for operation and maintenance for the Defense Health
2 Agency of the Department of Defense may be obligated
3 or expended until the date on which the program plan
4 under subsection (d) is submitted to the appropriate con-
5 gressional committees.

6 (g) MONTHLY REPORTING.—On a monthly basis, the
7 Secretary of Defense and the Secretary of Veterans affairs
8 shall each submit to the appropriate congressional com-
9 mittees a report on the expenditures incurred by the Sec-
10 retary in the development of an integrated electronic
11 health record under this section. Such reports shall include
12 obligations by major categories of spending and by sup-
13 port of milestones identified in the program plan required
14 under subsection (d).

15 (h) REQUIREMENTS.—

16 (1) IN GENERAL.—Not later than October 1,
17 2014, all health care information contained in the
18 Department of Defense AHLTA and the Depart-
19 ment of Veterans Affairs VistA systems shall be
20 available and actionable in real-time to health care
21 providers in each Department through shared tech-
22 nology.

23 (2) CERTIFICATION.—At such time as the oper-
24 ational capability described in paragraph (1) is
25 achieved, the Secretaries shall jointly certify to the

1 appropriate congressional committees that the Secre-
2 taries have implemented such operational capability.

3 (3) LIMITATION OF FUNDS.—Neither the Sec-
4 retary of Defense or the Secretary of Veterans Af-
5 fairs may obligate or expend more than 10 percent
6 of the amounts authorized to be appropriated by this
7 Act or otherwise made available for the research, de-
8 velopment, test, and evaluation, or procurement for
9 the Virtual Lifetime Electronic Record until the date
10 on which the certification is made under paragraph
11 (2).

12 (4) RESPONSIBLE OFFICIAL.—The Secretary of
13 Defense and the Secretary of Veterans Affairs shall
14 each identify a senior official to be responsible for
15 the electronic health record established under this
16 section, including the operational capability de-
17 scribed in paragraph (1). Such official shall have in-
18 cluded within their performance evaluation perform-
19 ance metrics related to the execution of the respon-
20 sibilities under this paragraph. Not later than 30
21 days after the date of the enactment of this Act,
22 each Secretary shall submit to the appropriate con-
23 gressional committees the name of the senior official
24 selected under this paragraph.

1 (5) ACCOUNTABILITY REVIEW.—If the Sec-
2 retary of Defense and the Secretary of Veterans Af-
3 fairs fail to meet the requirements under paragraph
4 (1), the Secretaries shall jointly conduct an account-
5 ability review to identify the following:

6 (A) The root cause of the failure and if the
7 failure is a result of technology or human per-
8 formance.

9 (B) The work sections responsible for the
10 failure.

11 (C) The milestones and resource invest-
12 ment required to achieve such requirements.

13 (D) The recommendations for corrective
14 actions, to include personnel actions, to achieve
15 such requirements.

16 (6) SUBMISSION OF ACCOUNTABILITY RE-
17 VIEW.—If the Secretaries conduct a review under
18 paragraph (5), the Secretaries shall jointly submit to
19 the appropriate congressional committees a report of
20 the results of the review by not later than November
21 30, 2014.

22 (i) ADVISORY PANEL.—

23 (1) ESTABLISHMENT.—Not later than 60 days
24 after the date of the enactment of this Act, the Sec-
25 retaries shall jointly establish an advisory panel to

1 support the development and validation of require-
2 ments, programmatic assessment, and other actions,
3 as needed by the Secretaries, with respect to the in-
4 tegrated electronic health record established under
5 subsection (b). The panel shall certify to the appro-
6 priate congressional committees that such record
7 meets the definition of “integrated” as specified in
8 subsection (j)(4).

9 (2) MEMBERSHIP.—The panel established
10 under paragraph (1) shall consist of not more than
11 14 members, appointed by the Secretaries as follows:

12 (A) Two co-chairs, one appointed by each
13 of the Secretaries.

14 (B) The chief information officer of the
15 Department of Defense and the chief informa-
16 tion officer of the Department of Veterans Af-
17 fairs.

18 (C) One member from the acquisition com-
19 munity of the Department of Defense and one
20 member from such community of the Depart-
21 ment of Veterans Affairs.

22 (D) Two members from the academic com-
23 munity appointed by the Secretary of Defense.

1 (E) Two members from the academic com-
2 munity appointed by the Secretary of Veterans
3 Affairs.

4 (F) Two members from industry appointed
5 by the Secretary of Defense.

6 (G) Two members from industry appointed
7 by the Secretary of Veterans Affairs.

8 (3) REPORTING.—The Advisory panel estab-
9 lished under paragraph (1) shall submit to the ap-
10 propriate congressional committees a quarterly re-
11 port on the activities of the panel. The panel shall
12 submit the first report by not later than December
13 31, 2013.

14 (j) DEFINITIONS.—In this section:

15 (1) The term “actionable” means information
16 that is directly useful to customers for immediate
17 use in clinical decision making.

18 (2) The term “appropriate congressional com-
19 mittees” means—

20 (A) the congressional defense committees;
21 and

22 (B) the Committees on Veterans’ Affairs of
23 the Senate and the House of Representatives.

24 (3) The term “generation 3” means, with re-
25 spect to an electronic health systems, a system that

1 has the technical capability to bring evidence-based
2 medicine to the point of care and provide
3 functionality for multiple care venues.

4 (4) The term “integrated” means one single
5 core technology or an inherent cross-platform capa-
6 bility without the need for additional patch develop-
7 ment to accomplish this capability.

8 **SEC. 735. COMPTROLLER GENERAL REPORT ON RECOVERY**
9 **AUDIT PROGRAM FOR TRICARE.**

10 Not later than 180 days after the date of the enact-
11 ment of this Act, the Comptroller General of the United
12 States shall submit to the congressional defense commit-
13 tees a report that evaluates the similarities and differences
14 in the approaches to identifying and recovering improper
15 payments across Medicare and TRICARE. The report
16 shall contain an evaluation of the following:

17 (1) Medicare and TRICARE claims processing
18 efforts to prevent improper payments by denying
19 claims prior to payment.

20 (2) Medicare and TRICARE claims processing
21 efforts to correct improper payments post-payment.

22 (3) The effectiveness of Medicare and
23 TRICARE post-payment audit programs in place to
24 identify and correct improper payments that are re-
25 turned to the government plans.

1 **TITLE VIII—ACQUISITION POL-**
2 **ICY, ACQUISITION MANAGE-**
3 **MENT, AND RELATED MAT-**
4 **TERS**

5 **Subtitle A—Acquisition Policy and**
6 **Management**

7 **SEC. 801. MODIFICATION OF REPORTING REQUIREMENT**
8 **FOR DEPARTMENT OF DEFENSE BUSINESS**
9 **SYSTEM ACQUISITION PROGRAMS WHEN INI-**
10 **TIAL OPERATING CAPABILITY IS NOT**
11 **ACHIEVED WITHIN FIVE YEARS OF MILE-**
12 **STONE A APPROVAL.**

13 (a) SUBMISSION TO PRE-CERTIFICATION AUTHOR-
14 ITY.—Subsection (b) of section 811 of the John Warner
15 National Defense Authorization Act for Fiscal Year 2007
16 (Public Law 109–364; 120 Stat. 2316; 10 U.S.C. 2222
17 note) is amended by striking “the system shall be deemed
18 to have undergone” and all that follows through the period
19 and inserting “the appropriate official shall report such
20 failure, along with the facts and circumstances sur-
21 rounding the failure, to the appropriate pre-certification
22 authority for that system under section 2222 of title 10,
23 United States Code, and the information so reported shall
24 be considered by the pre-certification authority in the deci-

1 sion whether to recommend certification of obligations
2 under that section.”.

3 (b) COVERED SYSTEMS.—Subsection (c) of such sec-
4 tion is amended—

5 (1) by striking “3542(b)(2) of title 44” and in-
6 serting “section 2222(j)(2) of title 10”; and

7 (2) by inserting “, and that is not designated
8 in section 2445a of title 10, United States Code, as
9 a ‘major automated information system program’ or
10 an ‘other major information technology investment
11 program’ ” before the period at the end.

12 (c) UPDATED REFERENCES TO DOD ISSUANCES.—
13 Subsection (d) of such section is amended—

14 (1) in paragraph (1), by striking “Department
15 of Defense Instruction 5000.2” and inserting “De-
16 partment of Defense Directive 5000.01”; and

17 (2) in paragraph (2), by striking “Department
18 of Defense Instruction 5000.2, dated May 12, 2003”
19 and inserting “Department of Defense Instruction
20 5000.02, dated December 3, 2008”.

21 **SEC. 802. ENHANCED TRANSFER OF TECHNOLOGY DEVEL-**
22 **OPED AT DEPARTMENT OF DEFENSE LAB-**
23 **ORATORIES.**

24 (a) DEFINITIONS.—As used in this section:

1 (1) The term “military department” has the
2 meaning provided in section 101 of title 10, United
3 States Code.

4 (2) The term “DOD laboratory” or “labora-
5 tory” means any facility or group of facilities that—

6 (A) is owned, leased, operated, or other-
7 wise used by the Department of Defense; and

8 (B) meets the definition of “laboratory” as
9 provided in subsection (d)(2) of section 12 of
10 the Stevenson-Wydler Technology Innovation
11 Act of 1980 (15 U.S.C. 3710a).

12 (b) AUTHORITY.—

13 (1) IN GENERAL.—The Secretary of Defense
14 and the Secretary of a military department each
15 may authorize the heads of DOD laboratories to
16 grant nonexclusive, exclusive, or partially exclusive
17 licenses, royalty free or for royalties or for rights to
18 other intellectual property, for computer software
19 and its related documentation developed at a DOD
20 laboratory, but only if—

21 (A) the computer software and related doc-
22 umentation would be a trade secret under the
23 meaning of section 552(b)(4) of title 5, United
24 States Code, if the information had been ob-
25 tained from a non-Federal party;

1 (B) the public is notified of the availability
2 of the software and related documentation for
3 licensing and interested parties have a fair op-
4 portunity to submit applications for licensing;

5 (C) such licensing activities and licenses
6 comply with the requirements under section 209
7 of title 35, United States Code; and

8 (D) the software originally was developed
9 to meet the military needs of the Department
10 of Defense.

11 (2) PROTECTIONS AGAINST UNAUTHORIZED
12 DISCLOSURE.—The Secretary of Defense and the
13 Secretary of a military department each shall pro-
14 vide appropriate precautions against the unauthor-
15 ized disclosure of any computer software or docu-
16 mentation covered by paragraph (1)(A), including
17 exemption from section 552 of title 5, United States
18 Code, for a period of up to 5 years after the develop-
19 ment of the computer software by the DOD labora-
20 tory.

21 (c) ROYALTIES.—

22 (1) USE OF ROYALTIES.—Except as provided in
23 paragraph (2), any royalties or other payments re-
24 ceived by the Department of Defense or a military
25 department from licensing computer software or doc-

1 umentation under paragraph (b)(1) shall be retained
2 by the Department of Defense or the military de-
3 partment and shall be disposed of as follows:

4 (A)(i) The Department of Defense or the
5 military department shall pay each year the
6 first \$2,000, and thereafter at least 15 percent,
7 of the royalties or other payments, to be divided
8 among the employees who developed the com-
9 puter software.

10 (ii) The Department of Defense or the
11 military department may provide appropriate
12 lesser incentives, from the royalties or other
13 payments, to laboratory employees who are not
14 developers of such computer software but who
15 substantially increased the technical value of
16 the software.

17 (iii) The Department of Defense or the
18 military department shall retain the royalties
19 and other payments received until it makes pay-
20 ments to employees of a DOD laboratory under
21 clause (i) or (ii).

22 (iv) The Department of Defense or the
23 military department may retain an amount rea-
24 sonably necessary to pay expenses incidental to
25 the administration and distribution of royalties

1 or other payments under this section by an or-
2 ganizational unit of the Department of Defense
3 or military department other than its labora-
4 tories.

5 (B) The balance of the royalties or other pay-
6 ments shall be transferred by the Department of De-
7 fense or the military department to its laboratories,
8 with the majority share of the royalties or other pay-
9 ments going to the laboratory where the development
10 occurred. The royalties or other payments so trans-
11 ferred to any DOD laboratory may be used or obli-
12 gated by that laboratory during the fiscal year in
13 which they are received or during the 2 succeeding
14 fiscal years—

15 (i) to reward scientific, engineering, and
16 technical employees of the DOD laboratory, in-
17 cluding developers of sensitive or classified tech-
18 nology, regardless of whether the technology
19 has commercial applications;

20 (ii) to further scientific exchange among
21 the laboratories of the agency;

22 (iii) for education and training of employ-
23 ees consistent with the research and develop-
24 ment missions and objectives of the Department
25 of Defense, military department, or DOD lab-

1 oratory, and for other activities that increase
2 the potential for transfer of the technology of
3 the laboratories;

4 (iv) for payment of expenses incidental to
5 the administration and licensing of computer
6 software or other intellectual property made at
7 that DOD laboratory, including the fees or
8 other costs for the services of other agencies,
9 persons, or organizations for intellectual prop-
10 erty management and licensing services; or

11 (v) for scientific research and development
12 consistent with the research and development
13 missions and objectives of the DOD laboratory.

14 (C) All royalties or other payments retained by
15 the Department of Defense, military department, or
16 DOD laboratory after payments have been made
17 pursuant to subparagraphs (A) and (B) that are un-
18 obligated and unexpended at the end of the second
19 fiscal year succeeding the fiscal year in which the
20 royalties and other payments were received shall be
21 paid into the Treasury of the United States.

22 (2) EXCEPTION.—If, after payments under
23 paragraph (1)(A), the balance of the royalties or
24 other payments received by the Department of De-
25 fense or the military department in any fiscal year

1 exceed 5 percent of the funds received for use by the
2 DOD laboratory for research, development, engineer-
3 ing, testing, and evaluation or other related adminis-
4 trative, processing or value-added activities for that
5 year, 75 percent of such excess shall be paid to the
6 Treasury of the United States and the remaining 25
7 percent may be used or obligated under paragraph
8 (1)(B). Any funds not so used or obligated shall be
9 paid into the Treasury of the United States.

10 (3) STATUS OF PAYMENTS TO EMPLOYEES.—

11 Any payment made to an employee under this sec-
12 tion shall be in addition to the regular pay of the
13 employee and to any other awards made to the em-
14 ployee, and shall not affect the entitlement of the
15 employee to any regular pay, annuity, or award to
16 which the employee is otherwise entitled or for which
17 the employee is otherwise eligible or limit the
18 amount thereof except that the monetary value of an
19 award for the same project or effort shall be de-
20 ducted from the amount otherwise available under
21 this paragraph. Payments, determined under the
22 terms of this paragraph and made to an employee
23 developer as such, may continue after the developer
24 leaves the DOD laboratory or the Department of
25 Defense or military department. Payments made

1 under this section shall not exceed \$75,000 per year
2 to any one person, unless the President approves a
3 larger award (with the excess over \$75,000 being
4 treated as a Presidential award under section 4504
5 of title 5, United States Code).

6 (d) INFORMATION IN REPORT.—The report required
7 by section 2515(d) of title 10, United States Code, shall
8 include information regarding the implementation and ef-
9 fectiveness of this section.

10 (e) EXPIRATION.—The authority provided in this sec-
11 tion shall expire on December 31, 2018.

12 **SEC. 803. EXTENSION OF LIMITATION ON AGGREGATE AN-**
13 **NUAL AMOUNT AVAILABLE FOR CONTRACT**
14 **SERVICES.**

15 Section 808 of the National Defense Authorization
16 Act for Fiscal Year 2012 (Public Law 112–81; 125 Stat.
17 1489) is amended—

18 (1) in subsections (a) and (b), by striking “fis-
19 cal year 2012 or 2013” and inserting “fiscal year
20 2012, 2013, 2014 or 2015”;

21 (2) in subsection (c)—

22 (A) by striking “during fiscal years 2012
23 and 2013” in the matter preceding paragraph
24 (1);

1 (B) by striking paragraphs (1) and (2) and
2 redesignating paragraphs (3), (4), and (5) as
3 paragraphs (1), (2), and (3), respectively; and

4 (C) in paragraph (3), as so redesignated,
5 by striking “fiscal years 2012 and 2013” and
6 inserting “fiscal years 2012, 2013, 2014, and
7 2015”;

8 (3) in subsection (d)(4), by striking “fiscal year
9 2012 or 2013” and inserting “fiscal year 2012,
10 2013, 2014 or 2015”; and

11 (4) by adding at the end the following new sub-
12 sections:

13 “(e) CARRYOVER OF REDUCTIONS REQUIRED.—If
14 the reductions required by subsection (c)(2) for fiscal
15 years 2012 and 2013 are not implemented, the amounts
16 remaining for those reductions in fiscal years 2012 and
17 2013 shall be implemented in fiscal years 2014 and 2015.

18 “(f) ANTI-DEFICIENCY ACT VIOLATION.—Failure to
19 comply with subsections (a) and (e) shall be considered
20 violations of section 1341 of title 31, United States Code
21 (popularly referred to as the Anti-Deficiency Act).”.

1 **Subtitle B—Amendments to Gen-**
2 **eral Contracting Authorities,**
3 **Procedures, and Limitations**

4 **SEC. 811. ADDITIONAL CONTRACTOR RESPONSIBILITIES IN**
5 **REGULATIONS RELATING TO DETECTION**
6 **AND AVOIDANCE OF COUNTERFEIT ELEC-**
7 **TRONIC PARTS.**

8 Section 818(c)(2)(B) of the National Defense Au-
9 thorization Act for Fiscal Year 2012 (Public Law 112–
10 81; 125 Stat. 1493; 10 U.S.C. 2302 note) is amended—

11 (1) in clause (i), by inserting “electronic” after
12 “avoid counterfeit”; and

13 (2) in clause (ii), by striking “were provided”
14 and inserting the following: “were—

15 “(I) procured from an original
16 manufacturer or its authorized dealer
17 or from a trusted supplier in accord-
18 ance with regulations described in
19 paragraph (3); or

20 “(II) provided”.

1 **SEC. 812. AMENDMENTS RELATING TO DETECTION AND**
2 **AVOIDANCE OF COUNTERFEIT ELECTRONIC**
3 **PARTS.**

4 Section 818(c)(2) of the National Defense Authoriza-
5 tion Act for Fiscal Year 2012 (Public Law 112–81; 10
6 U.S.C. 2302 note) is amended—

7 (1) in subparagraph (A), by striking “and” at
8 the end;

9 (2) in subparagraph (B), at the end of clause
10 (iii), by striking the period and inserting “; and”;
11 and

12 (3) by adding at the end the following new sub-
13 paragraph:

14 “(C) the cost of counterfeit electronic parts
15 and suspect counterfeit electronic parts and the
16 cost of rework or corrective action that may be
17 required to remedy the use or inclusion of obso-
18 lete parts are not allowable costs under Depart-
19 ment contracts, unless—

20 “(i) the offeror’s proposal in response
21 to a Department of Defense solicitation for
22 maintenance, refurbishment, or remanufac-
23 ture work identifies obsolete electronic
24 parts and includes a plan to ensure trusted
25 sources of supply for obsolete electronic

1 parts, or to implement design modifica-
2 tions to eliminate obsolete electronic parts;

3 “(ii) the Department elects not to
4 fund design modifications to eliminate ob-
5 solete electronic parts; and

6 “(iii) the contractor applies inspec-
7 tions and tests intended to detect counter-
8 feit electronic parts and suspect counterfeit
9 electronic parts when purchasing electronic
10 parts from other than the original manu-
11 facturers or their authorized dealers, pur-
12 suant to paragraph (3).”.

13 **SEC. 813. GOVERNMENT-WIDE LIMITATIONS ON ALLOW-**
14 **ABLE COSTS FOR CONTRACTOR COMPENSA-**
15 **TION.**

16 (a) DEFENSE CONTRACTS.—

17 (1) AMENDMENTS RELATING TO CONTRACTOR
18 EMPLOYEES.—Subparagraph (P) of section
19 2324(e)(1) of title 10, United States Code, is
20 amended to read as follows:

21 “(P) Costs of compensation of any contractor
22 employee for a fiscal year, regardless of the contract
23 funding source, to the extent that such compensa-
24 tion exceeds \$763,029 adjusted annually for the
25 U.S. Bureau of Labor Statistics Employment Cost

1 Index for total compensation for private industry
2 workers, by occupational and industry group not
3 seasonally adjusted, except that the Secretary of De-
4 fense may establish narrowly targeted exceptions for
5 positions in the science, technology, engineering,
6 mathematics, medical, and manufacturing fields
7 upon a determination that such exceptions are need-
8 ed to ensure that the Department of Defense has
9 continued access to needed skills and capabilities.”.

10 (2) AMENDMENTS RELATING TO SENIOR EX-
11 ECUTIVES OF CERTAIN CONTRACTORS.—Section
12 2324(e)(1) of such title is further amended by add-
13 ing at the end the following new subparagraph:

14 “(Q) Costs of compensation of senior executives
15 of a covered contractor.”.

16 (3) DEFINITIONS.—Section 2324(l) of such title
17 is amended—

18 (A) by inserting after paragraph (4) the
19 following new paragraph (5):

20 “(5) The term ‘senior executives’, with respect
21 to a covered contractor, means the five most highly
22 compensated employees of the contractor. In deter-
23 mining the five most highly compensated employees
24 in the case of a contractor with components (such as
25 subsidiaries or divisions), the determination shall be

1 made using the five most highly compensated em-
2 ployees contractor-wide, not within each compo-
3 nent.”; and

4 (B) by inserting after paragraph (6) the
5 following new paragraph (7):

6 “(7) The term ‘covered contractor’, with respect
7 to a fiscal year, means a contractor that was award-
8 ed Federal contracts in an amount totaling more
9 than \$500,000,000 during the previous fiscal year.”.

10 (b) CIVILIAN AGENCY CONTRACTS.—

11 (1) AMENDMENTS RELATING TO CONTRACTOR
12 EMPLOYEES.—Paragraph (16) of section 4304(a) of
13 title 41, United States Code, is amended to read as
14 follows:

15 “(16) Costs of compensation of any contractor
16 employee for a fiscal year, regardless of the contract
17 funding source, to the extent that such compensa-
18 tion exceeds \$763,029 adjusted annually for the
19 U.S. Bureau of Labor Statistics Employment Cost
20 Index for total compensation for private industry
21 workers, by occupational and industry group not
22 seasonally adjusted, except that the executive agency
23 may establish narrowly targeted exceptions for posi-
24 tions in the science, technology, engineering, mathe-
25 matics, medical, and manufacturing fields upon a

1 determination that such exceptions are needed to en-
2 sure that the executive agency has continued access
3 to needed skills and capabilities.”.

4 (2) AMENDMENTS RELATING TO SENIOR EX-
5 ECUTIVES OF CERTAIN CONTRACTORS.—Section
6 4304(a) of such title is further amended by adding
7 at the end the following new paragraph:

8 “(17) Costs of compensation of senior execu-
9 tives of a covered contractor.”.

10 (3) DEFINITIONS.—Section 4301 of such title is
11 amended by striking paragraph (4) and inserting the
12 following new paragraphs (4) and (5):

13 “(4) The term ‘senior executives’, with respect
14 to a covered contractor, means the five most highly
15 compensated employees of the contractor. In deter-
16 mining the five most highly compensated employees
17 in the case of a contractor with components (such as
18 subsidiaries or divisions), the determination shall be
19 made using the five most highly compensated em-
20 ployees contractor-wide, not within each component.

21 “(5) The term ‘covered contractor’, with respect
22 to a fiscal year, means a contractor that was award-
23 ed Federal contracts in an amount totaling more
24 than \$500,000,000 during the previous fiscal year.”.

1 (c) CONFORMING AMENDMENTS.—Chapter 11 of title
2 41, United States Code, is amended—

3 (1) by striking section 1127; and

4 (2) by striking the item relating to that section
5 in the table of sections at the beginning of such
6 chapter.

7 (d) EFFECTIVE DATE.—The amendments made by
8 this section shall apply with respect to costs of compensa-
9 tion incurred under contracts entered into on or after the
10 date that is 180 days after the date of the enactment of
11 this Act.

12 **SEC. 814. INCLUSION OF ADDITIONAL COST ESTIMATE IN-**
13 **FORMATION IN CERTAIN REPORTS.**

14 (a) ADDITIONAL COST ESTIMATE INFORMATION RE-
15 QUIRED TO BE INCLUDED IN SELECTED ACQUISITION
16 REPORTS.—Section 2432(c)(1) of title 10, United States
17 Code, is amended—

18 (1) by redesignating subparagraphs (B), (C)
19 and (D) as subparagraphs (C), (D), and (F), respec-
20 tively;

21 (2) by inserting after subparagraph (A) the fol-
22 lowing new subparagraph (B):

23 “(B) for each major defense acquisition pro-
24 gram or designated major subprogram included in
25 the report—

1 “(i) the Baseline Estimate (as that term is
2 defined in section 2433(a)(2) of this title),
3 along with the associated risk curve and sensi-
4 tivity of that estimate;

5 “(ii) the original Baseline Estimate (as
6 that term is defined in section 2435(d)(1) of
7 this title), along with the associated risk curve
8 and sensitivity of that estimate;

9 “(iii) if the original Baseline Estimate was
10 adjusted or revised pursuant to section
11 2435(d)(2) of this title, such adjusted or re-
12 vised estimate, along with the associated risk
13 curve and sensitivity of that estimate; and

14 “(iv) the primary risk parameters associ-
15 ated with the current procurement cost for the
16 program (as that term is used in section
17 2432(e)(4) of this title);”;

18 (3) in subparagraph (D), as so redesignated, by
19 striking “and” at the end; and

20 (4) by inserting after subparagraph (D), as so
21 redesignated, the following new subparagraph (E):

22 “(E) estimated contract termination costs;
23 and”.

1 (b) ADDITIONAL DUTIES OF DIRECTOR OF COST AS-
2 SESSMENT AND PROGRAM EVALUATION WITH RESPECT
3 TO SAR.—

4 (1) REVIEW REQUIRED.—Section 2334(a) of
5 title 10, United States Code, is amended—

6 (A) by striking “and” at the end of para-
7 graph (6);

8 (B) by striking the period and inserting “;
9 and” at the end of paragraph (7); and

10 (C) by adding at the end the following new
11 paragraph (8):

12 “(8) annually review the cost estimates and as-
13 sociated information required to be included, by sec-
14 tion 2432(c)(1)(B) of this title, in the Selected Ac-
15 quisition Reports required by that section.”.

16 (2) ADDITIONAL INFORMATION REQUIRED IN
17 ANNUAL REPORT.—Section 2334(f)(1) of such title
18 is amended—

19 (A) by striking “report, an assessment
20 of—” and inserting “report—”;

21 (B) in each of subparagraphs (A), (B), and
22 (C), by inserting “an assessment of” before the
23 first word of the text;

24 (C) in subparagraph (B), by striking
25 “and” at the end;

1 (D) in subparagraph (C), by striking the
2 period at the end and inserting “; and”; and

3 (E) by adding at the end the following new
4 subparagraph:

5 “(D) a summary of the cost estimate informa-
6 tion reviewed under subsection (a)(8), an identifica-
7 tion of any trends in that information, an aggrega-
8 tion of the cumulative risk of the portfolio of sys-
9 tems reviewed under that subsection, and rec-
10 ommendations for improving cost estimates on the
11 basis of the review under that subsection.”.

12 **SEC. 815. AMENDMENT RELATING TO COMPELLING REA-**
13 **SONS FOR WAIVING SUSPENSION OR DEBAR-**
14 **MENT.**

15 Section 2393(b) of title 10, United States Code, is
16 amended by inserting after the first sentence the fol-
17 lowing: “The Secretary of Defense shall also make the de-
18 termination described in subsection (a)(2) available on a
19 publicly accessible website.”.

1 **SEC. 816. REQUIREMENT THAT COST OR PRICE TO THE**
2 **FEDERAL GOVERNMENT BE GIVEN AT LEAST**
3 **EQUAL IMPORTANCE AS TECHNICAL OR**
4 **OTHER CRITERIA IN EVALUATING COMPETI-**
5 **TIVE PROPOSALS FOR DEFENSE CONTRACTS.**

6 (a) **REQUIREMENT.**—Subparagraph (A) of section
7 2305(a)(3) of title 10, United States Code, is amended
8 by striking “proposals; and” at the end of clause (ii) and
9 all that follows through the end of the subparagraph and
10 inserting the following: “proposals and that must be as-
11 signed importance at least equal to all evaluation factors
12 other than cost or price when combined.”.

13 (b) **WAIVER.**—Section 2305(a)(3) of such title is fur-
14 ther amended by striking subparagraph (B) and inserting
15 the following:

16 “(B) The requirement of subparagraph
17 (A)(ii) relating to assigning at least equal im-
18 portance to evaluation factors of cost or price
19 may be waived by the head of the agency.”.

20 (c) **REPORT.**—Section 2305(a)(3) of such title is fur-
21 ther amended by adding at the end the following new sub-
22 paragraph:

23 “(C) Not later than 180 days after the end
24 of each fiscal year, the Secretary of Defense
25 shall submit to Congress, and post on a publicly
26 available website of the Department of Defense,

1 a report containing a list of each waiver issued
2 by the head of an agency under subparagraph
3 (B) during the preceding fiscal year.”.

4 **SEC. 817. REQUIREMENT TO BUY AMERICAN FLAGS FROM**
5 **DOMESTIC SOURCES.**

6 Section 2533a(b) of title 10, United States Code, is
7 amended by adding at the end the following new para-
8 graph:

9 “(3) A flag of the United States of America
10 (within the meaning of chapter 1 of title 4).”.

11 **Subtitle C—Provisions Relating to**
12 **Contracts in Support of Contin-**
13 **gency Operations in Iraq or Af-**
14 **ghanistan**

15 **SEC. 821. AMENDMENTS RELATING TO PROHIBITION ON**
16 **CONTRACTING WITH THE ENEMY.**

17 (a) AMENDMENTS RELATING TO PROHIBITION.—
18 Section 841(a)(1) of the National Defense Authorization
19 Act for Fiscal Year 2012 (Public Law 112–81; 126 Stat.
20 1510) is amended—

21 (1) in the matter preceding subparagraph (A),
22 by striking “Commander of the United States Cen-
23 tral Command” and inserting “commander of a cov-
24 ered combatant command”;

25 (2) in subparagraph (A)—

1 (A) by striking “Commander of the United
2 States Central Command” and inserting “com-
3 mander of the covered combatant command”;
4 and

5 (B) by striking “United States Central
6 Command theater of operations” and inserting
7 “theater of operations of that command”;

8 (3) in subparagraph (B), by striking “United
9 States Central Command theater of operations” and
10 inserting “theater of operations of the covered com-
11 batant command”; and

12 (4) in subparagraph (C)—

13 (A) by striking “Commander of the United
14 States Central Command” and inserting “com-
15 mander of the covered combatant command”;
16 and

17 (B) by striking “United States Central
18 Command theater of operations” and inserting
19 “theater of operations of that command”.

20 (b) AMENDMENTS RELATING TO CONTRACT
21 CLAUSE.—Section 841(b)(3) of such Act is amended—

22 (1) by striking “\$100,000” and inserting
23 “\$50,000”; and

1 (2) by striking “United States Central Com-
2 mand theater of operations” and inserting “theater
3 of operations of a covered combatant command”.

4 (c) AMENDMENTS RELATING TO IDENTIFICATION OF
5 CONTRACTS.—Section 841(c) of such Act is amended—

6 (1) in paragraph (1)—

7 (A) by striking “, acting through the Com-
8 mander of the United States Central Com-
9 mand,”; and

10 (B) by striking “United States Central
11 Command theater of operations” and inserting
12 “theaters of operations of covered combatant
13 commands”;

14 (2) in paragraph (2)—

15 (A) by striking “Commander of the United
16 States Central Command” and inserting “com-
17 mander of a covered combatant command”; and

18 (B) by striking “Commander may notify”
19 and inserting “commander may notify”; and

20 (3) in paragraph (3), by striking “Commander
21 of the United States Central Command” and insert-
22 ing “commander of a covered combatant command”.

23 (d) AMENDMENTS RELATING TO NONDELEGATION
24 OF RESPONSIBILITIES.—Section 841(d)(2) of such Act is
25 amended by striking “Commander of the United States

1 Central Command” and inserting “commander of a cov-
2 ered combatant command”.

3 (e) AMENDMENTS RELATING TO DEFINITIONS.—

4 Section 841(f) of such Act is amended—

5 (1) by striking the subsection heading and in-
6 serting “DEFINITIONS.—”;

7 (2) by striking “In this section, the term” and
8 inserting the following: “In this section:

9 “(1) CONTINGENCY OPERATION.—The term”;

10 and

11 (3) by adding at the end the following new
12 paragraph:

13 “(2) COVERED COMBATANT COMMAND.—The
14 term ‘covered combatant command’ means the
15 United States Central Command, the United States
16 European Command, the United States Southern
17 Command, and the United States Pacific Com-
18 mand.”.

19 (f) REPEAL OF SUNSET.—Subsection (g) of section
20 841 of such Act is repealed.

21 (g) TECHNICAL AMENDMENTS.—

22 (1) CONFORMING AMENDMENT TO SECTION
23 HEADING.—

24 (A) The heading of section 841 of such Act
25 is amended by striking “**IN THE UNITED**

1 ing the imposition of a penalty on any contractor that does
2 not comply with the policies or guidance issued or the reg-
3 ulations prescribed pursuant to subsection (c). Compliance
4 with such policies, guidance, or regulations may be consid-
5 ered as a factor in the determination of award and incen-
6 tive fees.”.

7 (b) PENALTY INFORMATION COVERED IN REPORT.—
8 Section 863(c) of the National Defense Authorization Act
9 for Fiscal Year 2008 (Public Law 110–181; 10 U.S.C.
10 2302 note) is amended by adding at the end the following
11 new paragraph:

12 “(4) Any penalties imposed on contractors for
13 failing to comply with requirements under section
14 861(e), including requirements to provide informa-
15 tion for the common databases identified under sec-
16 tion 861(b)(4).”.

17 **Subtitle D—Other Matters**

18 **SEC. 831. EXTENSION OF PILOT PROGRAM ON ACQUISITION** 19 **OF MILITARY PURPOSE NONDEVELOP-** 20 **MENTAL ITEMS.**

21 Section 866(f)(1) of the Ike Skelton National De-
22 fense Authorization Act for Fiscal Year 2011 (Public Law
23 111–383; 124 Stat. 4296; 10 U.S.C. 2302 note) is amend-
24 ed by striking “the date that is five years after the date

1 of the enactment of this Act.” and inserting “December
2 31, 2019.”.

3 **SEC. 832. EXTENSION OF AUTHORITY TO ACQUIRE PROD-**
4 **UCTS AND SERVICES PRODUCED IN COUN-**
5 **TRIES ALONG A MAJOR ROUTE OF SUPPLY**
6 **TO AFGHANISTAN.**

7 Section 801(f) of the National Defense Authorization
8 Act for Fiscal Year 2010 (Public Law 111–84; 123 Stat.
9 2399), as amended by section 841(a) of the National De-
10 fense Authorization Act for Fiscal Year 2013 (Public Law
11 112–239; 126 Stat. 1845), is amended by striking “De-
12 cember 31, 2014” and inserting “December 31, 2015”.

13 **SEC. 833. REPORT ON PROCUREMENT SUPPLY CHAIN**
14 **VULNERABILITIES.**

15 (a) REPORT REQUIRED.—Not later than 180 days
16 after the date of the enactment of this Act, the Secretary
17 of Defense shall submit to the Committees on Armed Serv-
18 ices of the Senate and the House of Representatives a re-
19 port on how sole source suppliers of components to the
20 Department of Defense procurement supply chain create
21 vulnerabilities to military attack, terrorism, natural dis-
22 aster, industrial shock, financial crisis, or geopolitical cri-
23 sis, such as an embargo of key raw materials or industrial
24 inputs.

1 (b) MATTERS COVERED.—The report required by
2 subsection (a) shall include, at a minimum, the following:

3 (1) A list of the components in the Department
4 of Defense procurement supply chain for which there
5 is a supplier that controls over 50 percent of the
6 global market.

7 (2) A list of parts of the supply chain where
8 there is inadequate information to ascertain whether
9 there is a single source supplier of components.

10 (3) The Secretary's recommendations on which
11 single source suppliers create vulnerabilities, as well
12 recommendations on how to reduce those
13 vulnerabilities.

14 (c) FORM OF REPORT.—The report required by sub-
15 section (a) may be classified.

16 **SEC. 834. STUDY ON THE IMPACT OF CONTRACTING WITH**
17 **VETERAN-OWNED SMALL BUSINESSES.**

18 (a) IN GENERAL.—Not later than 180 days after the
19 enactment of this Act, the Secretary of Defense, in coordi-
20 nation with the Administrator of the Small Business Ad-
21 ministration and the Secretary of Veterans Affairs, shall
22 issue a report that includes—

23 (1) a description of the impacts of Department
24 of Defense contracting with small business concerns
25 owned and controlled by veterans and small business

1 concerns owned and controlled by service-disabled
2 veterans on veteran entrepreneurship and veteran
3 unemployment;

4 (2) a description of the effect that increased
5 economic opportunity for veterans has on issues
6 such as veteran suicide and veteran homelessness;
7 and

8 (3) an analysis of the feasibility and expected
9 impacts of the implementation within the Depart-
10 ment of Defense of a contracting program modeled
11 on the program authorized under section 8127 of
12 title 38, United States Code.

13 (b) DEFINITIONS.—In this section—

14 (1) the term “veteran” has the meaning given
15 the term under section 101(2) of title 38, United
16 States Code; and

17 (2) the terms “small business concern owned
18 and controlled by veterans” and “small business
19 concern owned and controlled by service-disabled
20 veterans” have the meanings given such terms under
21 section 3 of the Small Business Act (15 U.S.C.
22 632).

1 **SEC. 835. REVISIONS TO REQUIREMENTS RELATING TO**
2 **JUSTIFICATION AND APPROVAL OF SOLE-**
3 **SOURCE DEFENSE CONTRACTS.**

4 Not later than 90 days after the date of the enact-
5 ment of this Act, the Secretary of Defense shall modify
6 the provisions of the Department of Defense Supplement
7 to the Federal Acquisition Regulation that implement sec-
8 tion 811 of the National Defense Authorization Act for
9 Fiscal Year 2010 (Public Law 111–84; 123 Stat. 2401)
10 to clarify that the authority of the head of an agency (as
11 defined in section 811(c)(2)(A) of such section) to make
12 an award pursuant to such section is delegable.

13 **SEC. 836. IMPROVED MANAGEMENT OF DEFENSE EQUIP-**
14 **MENT AND SUPPLIES THROUGH AUTOMATED**
15 **INFORMATION AND DATA CAPTURE TECH-**
16 **NOLOGIES.**

17 The Secretary of Defense shall improve the manage-
18 ment of defense equipment and supplies throughout their
19 life cycles by adopting and implementing Item Unique
20 Identification (IUID), Radio Frequency Identification
21 (RFID), biometrics, and other automated information and
22 data capture (AIDC) technologies for the tracking, man-
23 agement, and accountability for assets deployed across the
24 Department of Defense.

1 **SEC. 837. REVISION OF DEFENSE SUPPLEMENT TO THE**
2 **FEDERAL ACQUISITION REGULATION TO**
3 **TAKE INTO ACCOUNT SOURCING LAWS.**

4 Not later than 60 days after the date of the enact-
5 ment of this Act, the Department of Defense Supplement
6 to the Federal Acquisition Regulation shall be revised to
7 implement the requirements imposed by sections 129,
8 129a, 2330a, 2461, and 2463 of title 10, United States
9 Code.

10 **SEC. 838. PROHIBITION ON PURCHASE OF MILITARY COINS**
11 **NOT MADE IN UNITED STATES.**

12 None of the funds authorized to be appropriated by
13 this Act may be used to purchase military coins that are
14 not produced in the United States.

15 **SEC. 839. COMPLIANCE WITH DOMESTIC SOURCE REQUIRE-**
16 **MENTS FOR FOOTWEAR FURNISHED TO EN-**
17 **LISTED MEMBERS OF THE ARMED FORCES**
18 **UPON THEIR INITIAL ENTRY INTO THE**
19 **ARMED FORCES.**

20 (a) REQUIREMENT.—Section 418 of title 37, United
21 States Code, is amended by adding at the end the fol-
22 lowing new subsection:

23 “(d)(1) In the case of athletic footwear needed by
24 members of the Army, Navy, Air Force, or Marine Corps
25 upon their initial entry into the armed forces, the Sec-
26 retary of Defense shall furnish such footwear directly to

1 the members instead of providing a cash allowance to the
2 members for the purchase of such footwear.

3 “(2) In procuring athletic footwear to comply with
4 paragraph (1), the Secretary of Defense shall comply with
5 the requirements of section 2533a of title 10, without re-
6 gard to the applicability of any simplified acquisition
7 threshold under chapter 137 of title 10 (or any other pro-
8 vision of law).

9 “(3) This subsection does not prohibit the provision
10 of a cash allowance to a member described in paragraph
11 (1) for the purchase of athletic footwear if such foot-
12 wear—

13 “(A) is medically required to meet unique phys-
14 iological needs of the member; and

15 “(B) cannot be met with athletic footwear that
16 complies with the requirements of this subsection.”.

17 (b) CERTIFICATION.—The amendment made by sub-
18 section (a) shall not take effect until the Secretary of De-
19 fense certifies that there are at least two sources that can
20 provide athletic footwear to the Department of Defense
21 that is 100 percent compliant with section 2533a of title
22 10, United States Code.

1 **TITLE IX—DEPARTMENT OF DE-**
2 **FENSE ORGANIZATION AND**
3 **MANAGEMENT**

4 **Subtitle A—Department of Defense**
5 **Management**

6 **SEC. 901. REDESIGNATION OF THE DEPARTMENT OF THE**
7 **NAVY AS THE DEPARTMENT OF THE NAVY**
8 **AND MARINE CORPS.**

9 (a) REDESIGNATION OF THE DEPARTMENT OF THE
10 NAVY AS THE DEPARTMENT OF THE NAVY AND MARINE
11 CORPS.—

12 (1) REDESIGNATION OF MILITARY DEPART-
13 MENT.—The military department designated as the
14 Department of the Navy is redesignated as the De-
15 partment of the Navy and Marine Corps.

16 (2) REDESIGNATION OF SECRETARY AND
17 OTHER STATUTORY OFFICES.—

18 (A) SECRETARY.—The position of the Sec-
19 retary of the Navy is redesignated as the Sec-
20 retary of the Navy and Marine Corps.

21 (B) OTHER STATUTORY OFFICES.—The
22 positions of the Under Secretary of the Navy,
23 the four Assistant Secretaries of the Navy, and
24 the General Counsel of the Department of the
25 Navy are redesignated as the Under Secretary

1 of the Navy and Marine Corps, the Assistant
2 Secretaries of the Navy and Marine Corps, and
3 the General Counsel of the Department of the
4 Navy and Marine Corps, respectively.

5 (b) CONFORMING AMENDMENTS TO TITLE 10,
6 UNITED STATES CODE.—

7 (1) DEFINITION OF “MILITARY DEPART-
8 MENT”.—Paragraph (8) of section 101(a) of title
9 10, United States Code, is amended to read as fol-
10 lows:

11 “(8) The term ‘military department’ means the
12 Department of the Army, the Department of the
13 Navy and Marine Corps, and the Department of the
14 Air Force.”.

15 (2) ORGANIZATION OF DEPARTMENT.—The text
16 of section 5011 of such title is amended to read as
17 follows: “The Department of the Navy and Marine
18 Corps is separately organized under the Secretary of
19 the Navy and Marine Corps.”.

20 (3) POSITION OF SECRETARY.—Section
21 5013(a)(1) of such title is amended by striking
22 “There is a Secretary of the Navy” and inserting
23 “There is a Secretary of the Navy and Marine
24 Corps”.

25 (4) CHAPTER HEADINGS.—

1 (A) The heading of chapter 503 of such
2 title is amended to read as follows:

3 **“CHAPTER 503—DEPARTMENT OF THE**
4 **NAVY AND MARINE CORPS”.**

5 (B) The heading of chapter 507 of such
6 title is amended to read as follows:

7 **“CHAPTER 507—COMPOSITION OF THE DE-**
8 **PARTMENT OF THE NAVY AND MARINE**
9 **CORPS”.**

10 (5) OTHER AMENDMENTS.—

11 (A) Title 10, United States Code, is
12 amended by striking “Department of the Navy”
13 and “Secretary of the Navy” each place they
14 appear other than as specified in paragraphs
15 (1), (2), (3), and (4) (including in section head-
16 ings, subsection captions, tables of chapters,
17 and tables of sections) and inserting “Depart-
18 ment of the Navy and Marine Corps” and “Sec-
19 retary of the Navy and Marine Corps”, respec-
20 tively, in each case with the matter inserted to
21 be in the same typeface and typestyle as the
22 matter stricken.

23 (B)(i) Sections 5013(f), 5014(b)(2),
24 5016(a), 5017(2), 5032(a), and 5042(a) of
25 such title are amended by striking “Assistant

1 Secretaries of the Navy” and inserting “Assist-
2 ant Secretaries of the Navy and Marine Corps”.

3 (ii) The heading of section 5016 of such
4 title, and the item relating to such section in
5 the table of sections at the beginning of chapter
6 503 of such title, are each amended by insert-
7 ing “and Marine Corps” after “of the Navy”,
8 with the matter inserted in each case to be in
9 the same typeface and typestyle as the matter
10 amended.

11 (c) OTHER PROVISIONS OF LAW AND OTHER REF-
12 ERENCES.—

13 (1) TITLE 37, UNITED STATES CODE.—Title 37,
14 United States Code, is amended by striking “De-
15 partment of the Navy” and “Secretary of the Navy”
16 each place they appear and inserting “Department
17 of the Navy and Marine Corps” and “Secretary of
18 the Navy and Marine Corps”, respectively.

19 (2) OTHER REFERENCES.—Any reference in
20 any law other than in title 10 or title 37, United
21 States Code, or in any regulation, document, record,
22 or other paper of the United States, to the Depart-
23 ment of the Navy shall be considered to be a ref-
24 erence to the Department of the Navy and Marine
25 Corps. Any such reference to an office specified in

1 subsection (a)(2) shall be considered to be a ref-
2 erence to that office as redesignated by that section.

3 (d) EFFECTIVE DATE.—This section and the amend-
4 ments made by this section shall take effect on the first
5 day of the first month beginning more than 60 days after
6 the date of the enactment of this Act.

7 **SEC. 902. REVISIONS TO COMPOSITION OF TRANSITION**
8 **PLAN FOR DEFENSE BUSINESS ENTERPRISE**
9 **ARCHITECTURE.**

10 Section 2222(e) of title 10, United States Code, is
11 amended—

12 (1) in paragraph (1), by striking “defense busi-
13 ness enterprise architecture” and inserting “target
14 defense business systems computing environment de-
15 scribed in subsection (d)(3)”;

16 (2) in paragraph (2)—

17 (A) by striking “existing as of September
18 30, 2011 (known as ‘legacy systems’) that will
19 not be part of the defense business enterprise
20 architecture” and inserting “that will be phased
21 out of the defense business systems computing
22 environment within three years after review and
23 certification as ‘legacy systems’ by the invest-
24 ment management process established under
25 subsection (g)”;

1 (B) by striking “that provides for reducing
2 the use of those legacy systems in phases”; and
3 (3) in paragraph (3), by striking “legacy sys-
4 tems (referred to in subparagraph (B)) that will be
5 a part of the target defense business systems com-
6 puting environment described in subsection (d)(3)”
7 and inserting “existing systems that are part of the
8 target defense business systems computing environ-
9 ment”.

10 **SEC. 903. REPORT ON STRATEGIC IMPORTANCE OF UNITED**
11 **STATES MILITARY INSTALLATION OF THE U.S.**
12 **PACIFIC COMMAND.**

13 (a) **REPORT REQUIRED.**—Not later than 180 days
14 after the date of the enactment of this Act, the Secretary
15 of Defense, in consultation with the Secretary of Home-
16 land Security, shall submit to the congressional defense
17 committees a report on the strategic value of each major
18 installation that supports operations in the United States
19 Pacific Command.

20 (b) **CONTENT OF REPORT.**—The report required by
21 subsection (a) shall include, at a minimum, an assessment
22 of the following with respect to each major installation
23 covered by the report:

24 (1) The strategic value of the operations of the
25 installation in the Pacific Command Area of Respon-

1 sibility, including the strategic value of the installa-
2 tion for the global deployment of airpower, military
3 personnel, and logistical support.

4 (2) The usefulness of the installation for poten-
5 tial future missions, including military, search and
6 rescue, and humanitarian missions in a changing
7 Pacific and Arctic region.

8 (3) The suitability of the installation for basing
9 of F-35 aircraft and other future weapons systems
10 in the Pacific Command Area of Responsibility.

11 (4) The suitability of the installation for mis-
12 sion growth, including relocation of combat-coded
13 aircraft, Army units, naval vessels, and Marine
14 Corps units from overseas bases.

15 (5) How critical the installation is in maintain-
16 ing and expanding the North and Southern Pacific
17 air refueling bridge.

18 (6) The availability of the installation for bas-
19 ing remotely piloted aircraft.

20 (7) The proximity of the installation to
21 scoreable, instrumented training ranges, with an em-
22 phasis on joint-training.

23 (8) The impact of urban encroachment on the
24 installation and its training ranges.

1 (c) CLASSIFIED ANNEX.—The report required by
2 subsection (a) may include a classified annex if necessary
3 to fully describe the matters required by subsection (b).

4 **SEC. 904. COMPTROLLER GENERAL REPORT ON POTENTIAL**
5 **RELOCATION OF FEDERAL GOVERNMENT**
6 **TENANTS ON ASIA-PACIFIC AND ARCTIC-ORI-**
7 **ENTED UNITED STATES MILITARY INSTALLA-**
8 **TIONS.**

9 (a) REPORT REQUIRED.—Not later than March 1,
10 2014, the Comptroller General of the United States shall
11 submit to the appropriate committees of Congress a report
12 containing the results of a review of the potential for—

13 (1) effectively consolidating underused facilities
14 on military installations; or

15 (2) vacating costly leased space by relocating
16 Federal Government agency tenants, activities, mis-
17 sions, and personnel onto such installations.

18 (b) SPECIFIC CONSIDERATION OF ASIA-PACIFIC AND
19 ARCTIC-ORIENTED INSTALLATIONS.—As a result of the
20 Federal Government’s decision to emphasize Asia-Pacific
21 security issues and changes in the Arctic environment, the
22 Comptroller General shall specifically evaluate potential
23 consolidation of Federal tenants on Asia-Pacific and Ar-
24 tic-oriented installations, focusing on Federal entities with
25 homeland security, defense, international trade, com-

1 merce, and other national security-related functions that
2 are compatible with the missions of the military installa-
3 tions.

4 **Subtitle B—Space Activities**

5 **SEC. 911. NATIONAL SECURITY SPACE SATELLITE REPORT-** 6 **ING POLICY.**

7 (a) SENSE OF CONGRESS.—It is the sense of Con-
8 gress that—

9 (1) the Department of Defense depends on na-
10 tional security space programs to support, among
11 other critical capabilities—

12 (A) communications;

13 (B) missile warning;

14 (C) position, navigation, and timing;

15 (D) intelligence, surveillance, and recon-
16 naissance; and

17 (E) environmental monitoring; and

18 (2) foreign threats to national security space
19 systems are increasing.

20 (b) NOTIFICATION OF FOREIGN INTERFERENCE OF
21 NATIONAL SECURITY SPACE.—Chapter 135 of title 10,
22 United States Code, is amended by adding at the end the
23 following new section:

1 **“§ 2278. Notification of foreign interference of na-**
2 **tional security space**

3 “(a) NOTICE REQUIRED.—The Secretary of Defense
4 shall, with respect to each attempt by a foreign actor to
5 disrupt, degrade, or destroy a United States national secu-
6 rity space capability, provide to the appropriate congres-
7 sional committees—

8 “(1) not later than 48 hours after the Secretary
9 determines that there is reason to believe such at-
10 tempt occurred, notice of such attempt; and

11 “(2) not later than 10 days after the date on
12 which the Secretary determines that there is reason
13 to believe such attempt occurred, a notification de-
14 scribed in subsection (b) with respect to such at-
15 tempt.

16 “(b) NOTIFICATION DESCRIPTION.—A notification
17 described in this subsection is a notification that in-
18 cludes—

19 “(1) the name and a brief description of the na-
20 tional security space capability that was impacted by
21 an attempt by a foreign actor to disrupt, degrade,
22 or destroy a United States national security space
23 capability;

24 “(2) a description of such attempt, including
25 the foreign actor, the date and time of such attempt,

1 and any related capability outage and the mission
2 impact of such outage; and

3 “(3) any other information the Secretary con-
4 siders relevant.

5 “(c) APPROPRIATE CONGRESSIONAL COMMITTEES
6 DEFINED.—The term ‘appropriate congressional commit-
7 tees’ means—

8 “(1) the congressional defense committees; and

9 “(2) with respect to a notice or notification re-
10 lated to an attempt by a foreign entity to disrupt,
11 degrade, or destroy a United States national security
12 space capability that is intelligence-related, the Per-
13 manent Select Committee on Intelligence of the
14 House of Representatives and the Select Committee
15 on Intelligence of the Senate.”.

16 (c) TABLE OF SECTIONS AMENDMENT.—The table of
17 sections at the beginning of such chapter is amended by
18 adding at the end the following item:

“2278. Notification of foreign interference of national security space.”.

19 **SEC. 912. NATIONAL SECURITY SPACE DEFENSE AND PRO-**
20 **TECTION.**

21 (a) REVIEW.—The Secretary of the Air Force shall
22 enter into an arrangement with the National Research
23 Council to—

1 (1) in response to the near-term and long-term
2 threats to the national security space systems of the
3 United States, conduct a review of—

4 (A) the range of strategic options available
5 to address such threats, in terms of deterring
6 hostile actions, defeating hostile actions, or sur-
7 viving hostile actions until such actions con-
8 clude;

9 (B) strategies and plans to counter such
10 threats, including resilience, reconstitution,
11 disaggregation, and other appropriate concepts;
12 and

13 (C) existing and planned architectures,
14 warfighter requirements, technology develop-
15 ment, systems, workforce, or other factors re-
16 lated to addressing such threats; and

17 (2) identify recommend courses of action to ad-
18 dress such threats, including potential barriers or
19 limiting factors in implementing such courses of ac-
20 tion.

21 (b) REPORT.—

22 (1) IN GENERAL.—Not later than one year
23 after the date of the enactment of this Act, the Na-
24 tional Research Council shall submit to the congres-
25 sional defense committees, the Permanent Select

1 Committee on Intelligence of the House of Rep-
2 resentatives, and the Select Committee on Intel-
3 ligence of the Senate a report containing the results
4 of the review conducted pursuant to the arrange-
5 ment under subsection (a) and the recommended
6 courses of action identified pursuant to such ar-
7 rangement.

8 (2) FORM.—The report required under para-
9 graph (1) shall be submitted in unclassified form,
10 but may include a classified annex.

11 (c) SPACE PROTECTION STRATEGY.—Section
12 911(f)(1) of the National Defense Authorization Act for
13 Fiscal Year 2008 (10 U.S.C. 2271 note) is amended by
14 striking “including each of the matters required by sub-
15 section (c).” and inserting the following: “including—

16 “(A) each of the matters required by sub-
17 section (c); and

18 “(B) a description of how the Department
19 of Defense and the intelligence community plan
20 to provide necessary national security capabili-
21 ties, through alternative space, airborne, or
22 ground systems, if a foreign actor degrades, de-
23 nies access to, or destroys United States na-
24 tional security space capabilities.”.

1 **SEC. 913. SPACE ACQUISITION STRATEGY.**

2 (a) STRATEGY REQUIRED.—The Under Secretary of
3 Defense for Acquisition, Technology, and Logistics, in
4 consultation with the Chief Information Officer of the De-
5 partment of Defense, shall establish a strategy to enable
6 the multi-year procurement of commercial satellite serv-
7 ices.

8 (b) BASIS.—The strategy required under subsection
9 (a) shall include and be based on—

10 (1) an analysis of financial or other benefits to
11 acquiring satellite services through multi-year acqui-
12 sition approaches;

13 (2) an analysis of the risks associated with such
14 acquisition approaches;

15 (3) an identification of methods to address
16 planning, programming, budgeting, and execution
17 challenges to such approaches, including methods to
18 address potential termination liability or cancellation
19 costs generally associated with multi-year contracts;

20 (4) an identification of any changes needed in
21 the requirements development and approval proc-
22 esses of the Department of Defense to facilitate ef-
23 fective and efficient implementation of such strategy,
24 including an identification of any consolidation of re-
25 quirements for such services across the Department

1 that may achieve increased buying power and effi-
2 ciency; and

3 (5) an identification of any necessary changes
4 to policies, procedures, regulations, or statutes.

5 (c) SUBMISSION.—Not later than 180 days after the
6 date of the enactment of this Act, the Under Secretary
7 of Defense for Acquisition, Technology, and Logistics, in
8 consultation with the Chief Information Officer of the De-
9 partment of Defense, shall submit to the congressional de-
10 fense committees the strategy required under subsection
11 (a), including the elements required under subsection (b).

12 **SEC. 914. SPACE CONTROL MISSION REPORT.**

13 Not later than 180 days after the date of the enact-
14 ment of this Act, the Secretary of Defense shall submit
15 to the congressional defense committees a report on the
16 space control mission of the Department of Defense. Such
17 report shall include—

18 (1) an identification of existing offensive and
19 defensive space control systems, policies, and tech-
20 nical possibilities of future systems;

21 (2) an identification of any gaps or risks in ex-
22 isting space control system architecture and possi-
23 bilities for improvement or mitigation of such gaps
24 or risks;

1 (3) a description of existing and future sensor
2 coverage and ground processing capabilities for
3 space situational awareness;

4 (4) an explanation of the extent to which all rel-
5 evant and available information is being utilized for
6 space situational awareness to detect, track, and
7 identify objects in space;

8 (5) a description of existing space situational
9 awareness data sharing practices, including what in-
10 formation is being shared and what the benefits and
11 risks of such sharing are to the national security of
12 the United States; and

13 (6) plans for the future space control mission.

14 **SEC. 915. RESPONSIVE LAUNCH.**

15 (a) FINDINGS.—Congress finds the following:

16 (1) United States Strategic Command has iden-
17 tified three needs as a result of dramatically in-
18 creased demand and dependence on space capabili-
19 ties as follows:

20 (A) To rapidly augment existing space ca-
21 pabilities when needed to expand operational
22 capability.

23 (B) To rapidly reconstitute or replenish
24 critical space capabilities to preserve continuity
25 of operations capability.

1 (C) To rapidly exploit and infuse space
2 technological or operational innovations to in-
3 crease the advantage of the United States.

4 (2) Operationally responsive low cost launch
5 could assist in addressing such needs of the combat-
6 ant commands.

7 (b) STUDY.—The Department of Defense Executive
8 Agent for Space shall conduct a study on responsive, low-
9 cost launch efforts. Such study shall include—

10 (1) a review of existing and past operationally
11 responsive, low-cost launch efforts by domestic or
12 foreign governments or industry;

13 (2) a technology assessment of various methods
14 to develop an operationally responsive, low-cost
15 launch capability; and

16 (3) an assessment of the viability of greater uti-
17 lization of innovative methods, including the use of
18 secondary payload adapters on existing launch vehi-
19 cles.

20 (c) REPORT.—Not later than one year after the date
21 of the enactment of this Act, the Department of Defense
22 Executive Agent for Space shall submit to the congress-
23 sional defense committees a report containing—

24 (1) the results of the study conducted under
25 subsection (b); and

1 priorities of the Office of the Secretary of Defense,
2 the Joint Staff, the combatant commands, and the
3 military departments to improve identification of the
4 intelligence needs of the Department of Defense;

5 (2) identify any significant intelligence gaps of
6 the Office of the Secretary of Defense, the Joint
7 Staff, the combatant commands, and the military
8 departments; and

9 (3) provide to the congressional defense com-
10 mittees, the Permanent Select Committee on Intel-
11 ligence of the House of Representatives, and the Se-
12 lect Committee on Intelligence of the Senate a brief-
13 ing on the policy established under paragraph (1)
14 and the gaps identified under paragraph (2).

15 **SEC. 923. DEFENSE CLANDESTINE SERVICE.**

16 (a) CERTIFICATION REQUIRED.—Not more than 50
17 percent of the funds authorized to be appropriated by this
18 Act or otherwise available to the Department of Defense
19 for the Defense Clandestine Service for fiscal year 2014
20 may be obligated or expended for the Defense Clandestine
21 Service until such time as the Secretary of Defense cer-
22 tifies to the covered congressional committees that—

23 (1) the Defense Clandestine Service is designed
24 primarily to—

1 (A) fulfill priorities of the Department of
2 Defense that are unique to the Department of
3 Defense or otherwise unmet; and

4 (B) provide unique capabilities to the intel-
5 ligence community (as defined in section 3(4) of
6 the National Security Act of 1947 (50 U.S.C.
7 3003(4))); and

8 (2) the Secretary of Defense has designed
9 metrics that will be used to ensure that the Defense
10 Clandestine Service is employed as described in
11 paragraph (1).

12 (b) ANNUAL ASSESSMENTS.—Not later than 120
13 days after the date of the enactment of this Act, and annu-
14 ally thereafter for five years, the Secretary of Defense
15 shall submit to the covered congressional committees a de-
16 tailed assessment of Defense Clandestine Service employ-
17 ment and performance based on the metrics referred to
18 in subsection (a)(2).

19 (c) NOTIFICATION OF FUTURE CHANGES TO DE-
20 SIGN.—Following the submittal of the certification re-
21 ferred to in subsection (a), in the event that any signifi-
22 cant change is made to the Defense Clandestine Service,
23 the Secretary shall promptly notify the covered congres-
24 sional committees of the nature of such change.

1 (d) QUARTERLY BRIEFINGS.—The Secretary of De-
2 fense shall quarterly provide to the covered congressional
3 committees a briefing on the deployments and collection
4 activities of personnel of the Defense Clandestine Service.

5 (e) COVERED CONGRESSIONAL COMMITTEES DE-
6 FINED.—In this section, the term “covered congressional
7 committees” means the congressional defense committees,
8 the Permanent Select Committee on Intelligence of the
9 House of Representatives, and the Select Committee on
10 Intelligence of the Senate.

11 **SEC. 924. PROHIBITION ON NATIONAL INTELLIGENCE PRO-**
12 **GRAM CONSOLIDATION.**

13 (a) PROHIBITION.—No amounts authorized to be ap-
14 propriated or otherwise made available to the Department
15 of Defense may be used during the period beginning on
16 the date of the enactment of this Act and ending on De-
17 cember 31, 2014, to execute—

18 (1) the separation of the National Intelligence
19 Program budget from the Department of Defense
20 budget;

21 (2) the consolidation of the National Intel-
22 ligence Program budget within the Department of
23 Defense budget; or

1 (3) the establishment of a new appropriations
2 account or appropriations account structure for the
3 National Intelligence Program budget.

4 (b) BRIEFING REQUIREMENT.—Not later than 30
5 days after the date of the enactment of this Act, the Sec-
6 retary of Defense and the Director of National Intelligence
7 shall jointly provide to the congressional defense commit-
8 tees, the Permanent Select Committee on Intelligence of
9 the House of Representatives, and the Select Committee
10 on Intelligence of the Senate a briefing regarding any
11 planning relating to the future execution of the activities
12 described in subsection (a) that has occurred during the
13 two-year period ending on such date and any anticipated
14 future planning relating to such execution or related ef-
15 forts.

16 (c) DEFINITIONS.—In this section:

17 (1) NATIONAL INTELLIGENCE PROGRAM.—The
18 term “National Intelligence Program” has the mean-
19 ing given the term in section 3 of the National Secu-
20 rity Act of 1947 (50 U.S.C. 3003).

21 (2) NATIONAL INTELLIGENCE PROGRAM BUDG-
22 ET.—The term “National Intelligence Program
23 budget” means the portions of the Department of
24 Defense budget designated as part of the National
25 Intelligence Program.

1 **Subtitle D—Cyberspace-Related**
2 **Matters**

3 **SEC. 931. MODIFICATION OF REQUIREMENT FOR INVEN-**
4 **TORY OF DEPARTMENT OF DEFENSE TAC-**
5 **TICAL DATA LINK SYSTEMS.**

6 Section 934(a)(1) of the National Defense Authoriza-
7 tion Act for Fiscal Year 2013 (10 U.S.C. 2225 note; Pub-
8 lic Law 112–239; 126 Stat. 1885) is amended by inserting
9 “and an assessment of vulnerabilities to such systems in
10 anti-access or area-denial environments” before the semi-
11 colon.

12 **SEC. 932. DEFENSE SCIENCE BOARD ASSESSMENT OF**
13 **UNITED STATES CYBER COMMAND.**

14 (a) **ASSESSMENT.**—The Defense Science Board shall
15 conduct an assessment of the organization, missions, and
16 authorities of the United States Cyber Command.

17 (b) **ELEMENTS.**—The assessment required by sub-
18 section (a) shall include the following:

19 (1) A review of the existing organizational
20 structure of the United States Cyber Command, in-
21 cluding—

22 (A) the positive and negative impact on the
23 Command resulting from a single individual si-
24 multaneously serving as the Commander of the

1 United States Cyber Command and the Direc-
2 tor of the National Security Agency;

3 (B) the oversight activities undertaken by
4 the Commander and the Director with regard
5 to the Command and the Agency, respectively,
6 including how the respective oversight activities
7 affect the ability of each entity to complete the
8 respective missions of such entity;

9 (C) the dependencies of the Command and
10 the Agency on one another under the existing
11 management structure of both entities, includ-
12 ing an examination of the advantages and dis-
13 advantages attributable to the unity of com-
14 mand and unity of effort resulting from a single
15 individual simultaneously serving as the Com-
16 mander of the United States Cyber Command
17 and the Director of the National Security Agen-
18 cy;

19 (D) the ability of the existing management
20 structure of the Command and the Agency to
21 identify and adequately address potential con-
22 flicts of interest between the roles of the Com-
23 mander of the United States Cyber Command
24 and the Director of the National Security Agen-
25 cy; and

1 (E) the ability of the Department of De-
2 fense to train and develop, through professional
3 assignment, individuals with the appropriate
4 subject-matter expertise and management expe-
5 rience to support both the cyber operations mis-
6 sions of the Command and the signals intel-
7 ligence missions of the Agency.

8 (2) A review of the missions of the Command,
9 including whether the reliance of the Command on
10 the Agency for critical warfighting infrastructure,
11 organization, and personnel contributes to or de-
12 tracts from the ability of the Command to achieve
13 the missions of the Command.

14 (3) A review of how the Commander of the
15 United States Cyber Command and the Director of
16 the National Security Agency implement authorities
17 where missions intersect to ensure that the activities
18 of each entity are conducted only pursuant to the re-
19 spective authorities of each entity.

20 (c) REPORT.—

21 (1) REPORT REQUIRED.—Not later than 300
22 days after the date of the enactment of this Act, the
23 Defense Science Board shall submit to the Secretary
24 of Defense, the Director of National Intelligence, the
25 congressional defense committees, the Permanent

1 Select Committee on Intelligence of the House of
2 Representatives, and the Select Committee on Intel-
3 ligence of the Senate a report containing—

4 (A) the results of the assessment required
5 by subsection (a); and

6 (B) recommendations for improvements or
7 changes to the organization, missions, or au-
8 thorities of the United States Cyber Command.

9 (2) ADDITIONAL EVALUATION REQUIRED.—Not
10 later than 60 days after the date on which the com-
11 mittees referred to in paragraph (1) receive the re-
12 port required by such paragraph, the Secretary of
13 Defense and the Director of National Intelligence
14 shall jointly submit to such committees an evalua-
15 tion of the findings and recommendations contained
16 in such report.

17 (3) FORM.—The report required by paragraph
18 (1) shall be submitted in unclassified form, but may
19 include a classified annex.

20 (d) INTELLIGENCE COMMUNITY DEFINED.—In this
21 section, the term “intelligence community” has the mean-
22 ing given the term in section 3(4) of the National Security
23 Act of 1947 (50 U.S.C. 3003(4)).

1 **SEC. 933. MISSION ANALYSIS FOR CYBER OPERATIONS OF**
2 **DEPARTMENT OF DEFENSE.**

3 (a) **MISSION ANALYSIS REQUIRED.**—Not later than
4 one year after the date of the enactment of this Act, the
5 Secretary of Defense shall conduct a mission analysis of
6 the cyber operations of the Department of Defense.

7 (b) **ELEMENTS.**—The mission analysis under sub-
8 section (a) shall include the following:

9 (1) The concept of operations and concept of
10 employment for cyber operations forces.

11 (2) An assessment of the manpower needs for
12 cyber operations forces, including military require-
13 ments for both active and reserve components and
14 civilian requirements.

15 (3) An assessment of the mechanisms for im-
16 proving recruitment, retention, and management of
17 cyber operations forces, including through focused
18 recruiting; educational, training, or certification
19 scholarships; bonuses; or the use of short-term or
20 virtual deployments without the need for permanent
21 relocation.

22 (4) A description of the alignment of the orga-
23 nization and reporting chains of the Department,
24 the military departments, and the combatant com-
25 mands.

1 (5) An assessment of the current, as of the date
2 of the analysis, and projected equipping needs of
3 cyber operations forces.

4 (6) An analysis of how the Secretary, for pur-
5 poses of cyber operations, depends upon organiza-
6 tions outside of the Department, including industry
7 and international partners.

8 (7) Methods for ensuring resilience, mission as-
9 surance, and continuity of operations for cyber oper-
10 ations.

11 (8) An evaluation of the potential roles of the
12 reserve components in the concept of operations and
13 concept of employment for cyber operations forces
14 required under paragraph (1).

15 (c) REPORT REQUIRED.—Not later than 30 days
16 after the completion of the mission analysis under sub-
17 section (a), the Secretary shall submit to the congressional
18 defense committees a report containing—

19 (1) the results of the mission analysis; and

20 (2) recommendations for improving or changing
21 the roles, organization, missions, concept of oper-
22 ations, or authorities related to the cyber operations
23 of the Department.

24 (d) NATIONAL GUARD ASSESSMENT.—Not later than
25 30 days after the date on which the Secretary submits

1 the report required under subsection (c), the Chief of the
2 National Guard Bureau shall submit to the congressional
3 defense committees an assessment of the role of the Na-
4 tional Guard in supporting the cyber operations mission
5 of the Department of Defense as such mission is described
6 in such report.

7 (e) FORM.—The report under subsection (c) shall be
8 submitted in unclassified form, but may include a classi-
9 fied annex.

10 **SEC. 934. NOTIFICATION OF INVESTIGATIONS RELATED TO**

11 **COMPROMISE OF CRITICAL PROGRAM INFOR-**
12 **MATION.**

13 (a) NOTIFICATION OF INVESTIGATION INITIATION.—

14 (1) NOTIFICATION.—Not later than 30 days
15 after the date of the initiation of any investigation
16 related to the potential compromise of Department
17 of Defense critical program information related to a
18 weapons system or other developmental activity, the
19 Secretary of Defense shall submit to the congress-
20 sional defense committees a written notification of
21 such investigation including the elements required
22 under paragraph (2).

23 (2) ELEMENTS.—The written notification re-
24 quired under paragraph (1) shall include, with re-

1 spect to an investigation described in such sub-
2 section, the following elements:

3 (A) A statement of the reason for such in-
4 vestigation.

5 (B) An identification of each party affected
6 by such investigation.

7 (C) An identification of the party respon-
8 sible for conducting such investigation.

9 (D) Any preliminary observations, find-
10 ings, or recommendations related to such inves-
11 tigation.

12 (E) A timeline and methodology for con-
13 ducting such investigation.

14 (b) NOTIFICATION OF COMPLETION OF CERTAIN IN-
15 VESTIGATIONS.—Not later than 30 days after the date of
16 the completion of any investigation conducted or overseen
17 by the Damage Assessment Management Office of the De-
18 partment of Defense, the Secretary of Defense shall sub-
19 mit to the congressional defense committees a written no-
20 tification of such investigation, including a summary of
21 the findings and recommendations of such investigation,
22 an estimate of the economic losses from the intrusion, and
23 any additional actions needed to improve the protection
24 of intellectual property.

1 (c) REPORT ON INTRUSIONS AFTER JANUARY 1,
2 2000.—Not later than 60 days after the date of the enact-
3 ment of this Act, the Secretary of Defense shall submit
4 to the congressional defense committees a report detailing
5 the known network cyber intrusions that occurred on or
6 after January 1, 2000, and before August 1, 2013, and
7 resulted in the compromise of critical program information
8 related to a weapons system, information system develop-
9 ment, or another research and development initiative of
10 the Department of Defense. Such report shall include a
11 description of the critical program information that was
12 compromised, the source of each network that was com-
13 promised, the systems or developmental activities that
14 were compromised, an estimate of the economic losses
15 from the intrusion, and the suspected origin of each cyber
16 intrusion.

17 **SEC. 935. ADDITIONAL REQUIREMENTS RELATING TO THE**
18 **SOFTWARE LICENSES OF THE DEPARTMENT**
19 **OF DEFENSE.**

20 (a) UPDATED PLAN.—

21 (1) UPDATE.—The Chief Information Officer of
22 the Department of the Defense shall, in consultation
23 with the chief information officers of the military de-
24 partments and the Defense Agencies, update the
25 plan for the inventory of selected software licenses of

1 the Department of Defense required under section
2 937 of the National Defense Authorization Act for
3 2013 (Public Law 112–239; 10 U.S.C. 2223 note)
4 to include a plan for the inventory of all software li-
5 censes of the Department of Defense for which a
6 military department spends more than \$5,000,000
7 annually on any individual title, including a compari-
8 son of licenses purchased with licenses installed and
9 of those uninstalled and then reinstalled.

10 (2) ELEMENTS.—The update required under
11 paragraph (1) shall—

12 (A) be done in a comprehensive and
13 auditable format that is verified by an inde-
14 pendent third party;

15 (B) include details on the process and
16 business systems necessary to regularly perform
17 reviews, a procedure for validating and report-
18 ing deregistering and registering new software,
19 and a mechanism and plan to relay that infor-
20 mation to the enterprise provider; and

21 (C) a proposed timeline for implementation
22 of the updated plan in accordance with para-
23 graph (3).

24 (3) IMPLEMENTATION.—Not later than Sep-
25 tember 30, 2013, the Chief Information Officer of

1 the Department of Defense shall implement the up-
2 dated plan required under paragraph (1).

3 (b) PERFORMANCE PLAN.—If the Chief Information
4 Officer of the Department of Defense determines through
5 the update required by subsection (a) that the number of
6 software licenses of the Department for an individual title
7 for which a military department spends greater than
8 \$5,000,000 annually exceeds the needs of the Department
9 for such software licenses, or the inventory discloses that
10 there is a discrepancy between the number of software li-
11 censes purchased and those in actual use, the Secretary
12 of Defense shall implement a plan to bring the number
13 of such software licenses into balance with the needs of
14 the Department and the terms of any relevant contract.

15 **SEC. 936. LIMITATION ON AVAILABILITY OF FUNDS FOR**
16 **COLLABORATIVE CYBERSECURITY ACTIVI-**
17 **TIES WITH CHINA.**

18 None of the funds authorized to be appropriated by
19 this Act may be used for collaborative cybersecurity activi-
20 ties with the People's Republic of China or any entity
21 owned or controlled by China, including cybersecurity war
22 games, cybersecurity working groups, the exchange of
23 classified cybersecurity technologies or methods, and the
24 exchange of procedures for investigating cyber intrusions.

1 **SEC. 937. SMALL BUSINESS CYBERSECURITY SOLUTIONS**

2 **OFFICE.**

3 (a) ESTABLISHMENT.—The Secretary of Defense
4 shall submit a report to the Congress on the feasibility
5 of establishing a small business cyber technology office to
6 assist small business concerns in providing cybersecurity
7 solutions to the Federal Government.

8 (b) DEFINITIONS.—In this section, the terms “small
9 business concern” has the meaning given such term in sec-
10 tion 3 of the Small Business Act.

11 **SEC. 938. SMALL BUSINESS CYBER EDUCATION.**

12 The Secretary of Defense shall establish an outreach
13 and education program to assist small businesses (as de-
14 fined in section 3 of the Small Business Act (15 U.S.C.
15 632)) contracted by the Department of Defense to assist
16 such businesses to—

17 (1) understand the gravity and scope of cyber
18 threats;

19 (2) develop a plan to protect intellectual prop-
20 erty; and

21 (3) develop a plan to protect the networks of
22 such businesses.

1 **Subtitle E—Total Force**
2 **Management**

3 **SEC. 941. REQUIREMENT TO ENSURE SUFFICIENT LEVELS**
4 **OF GOVERNMENT OVERSIGHT OF FUNCTIONS**
5 **CLOSELY ASSOCIATED WITH INHERENTLY**
6 **GOVERNMENTAL FUNCTIONS.**

7 (a) REQUIREMENT.—Section 129a of title 10, United
8 States Code, is amended by adding at the end the fol-
9 lowing new subsection:

10 “(g) REQUIREMENT FOR OVERSIGHT OR APPRO-
11 PRIATE CORRECTIVE ACTIONS.—For purposes of sub-
12 section (f)(3)(B), if insufficient levels of Government over-
13 sight are found, the Secretary of the military department
14 or head of the Defense Agency responsible shall provide
15 such oversight or take appropriate corrective actions, in-
16 cluding potential conversion to Government performance,
17 consistent with this section and sections 129 and 2463
18 of this title.”.

19 (b) AMENDMENT RELATING TO REVIEW OF CERTAIN
20 CONTRACTS.—Subsection (e)(2)(C) of section 2330a of
21 such title is amended by adding after “governmental func-
22 tions” the following: “in which there is inadequate over-
23 sight of the contractor personnel performing such func-
24 tions”.

1 **SEC. 942. FIVE-YEAR REQUIREMENT FOR CERTIFICATION**
2 **OF APPROPRIATE MANPOWER PERFORM-**
3 **ANCE.**

4 Section 2330a of title 10, United States Code, is
5 amended—

6 (1) by redesignating subsections (g) and (h) as
7 subsections (h) and (i), respectively; and

8 (2) by inserting after subsection (f) the fol-
9 lowing new section (g):

10 “(g) **CERTIFICATIONS OF APPROPRIATE MANPOWER**
11 **PERFORMANCE.**—(1) Beginning in fiscal year 2014 and
12 continuing through fiscal year 2018, the Secretary of De-
13 fense, or an official designated personally by the Sec-
14 retary, no later than February 1 of each reporting year,
15 shall submit to the congressional defense committees the
16 findings of the reviews required under subsection (e) and
17 certify in writing that—

18 “(A) all Department of Defense contractor posi-
19 tions identified as being responsible for the perform-
20 ance of inherently governmental functions have been
21 eliminated;

22 “(B) each Department of Defense contract that
23 is a personal services contract has been entered into,
24 and is being performed, in accordance with applica-
25 ble laws and regulations; and

1 “(C) any contract for services that includes any
2 functions that are closely associated with inherently
3 governmental functions or designated as critical have
4 been reviewed to determine if those activities should
5 be—

6 “(i) subject to action pursuant to section
7 2463 of this title; or

8 “(ii) converted to an acquisition approach
9 that would be more advantageous to the De-
10 partment of Defense.

11 “(2) If the certifications required in paragraph (1)
12 are not submitted by the date required in a reporting year,
13 the Inspector General of the Department of Defense shall
14 assess the Department’s compliance with subsection (e)
15 and determine why the Secretary could not make the cer-
16 tifications required in paragraph (1). The Inspector Gen-
17 eral shall submit to the congressional defense committees,
18 not later than May 1 of the reporting year, a report on
19 such assessment and determination.

20 “(3) Not later than May 1 of each reporting year,
21 the Comptroller General of the United States shall submit
22 to the congressional defense committees a report con-
23 taining the Comptroller General’s assessment of the re-
24 views conducted under subsection (e) and the actions
25 taken to resolve the findings of the reviews.”.

1 **TITLE X—GENERAL PROVISIONS**

2 **Subtitle A—Financial Matters**

3 **SEC. 1001. GENERAL TRANSFER AUTHORITY.**

4 (a) **AUTHORITY TO TRANSFER AUTHORIZATIONS.—**

5 (1) **AUTHORITY.**—Upon determination by the
6 Secretary of Defense that such action is necessary in
7 the national interest, the Secretary may transfer
8 amounts of authorizations made available to the De-
9 partment of Defense in this division for fiscal year
10 2014 between any such authorizations for that fiscal
11 year (or any subdivisions thereof). Amounts of au-
12 thorizations so transferred shall be merged with and
13 be available for the same purposes as the authoriza-
14 tion to which transferred.

15 (2) **LIMITATION.**—Except as provided in para-
16 graph (3), the total amount of authorizations that
17 the Secretary may transfer under the authority of
18 this section may not exceed \$3,500,000,000.

19 (3) **EXCEPTION FOR TRANSFERS BETWEEN**
20 **MILITARY PERSONNEL AUTHORIZATIONS.**—A trans-
21 fer of funds between military personnel authoriza-
22 tions under title IV shall not be counted toward the
23 dollar limitation in paragraph (2).

24 (b) **LIMITATIONS.**—The authority provided by sub-
25 section (a) to transfer authorizations—

1 (1) may only be used to provide authority for
2 items that have a higher priority than the items
3 from which authority is transferred; and

4 (2) may not be used to provide authority for an
5 item that has been denied authorization by Con-
6 gress.

7 (c) EFFECT ON AUTHORIZATION AMOUNTS.—A
8 transfer made from one account to another under the au-
9 thority of this section shall be deemed to increase the
10 amount authorized for the account to which the amount
11 is transferred by an amount equal to the amount trans-
12 ferred.

13 (d) NOTICE TO CONGRESS.—The Secretary shall
14 promptly notify Congress of each transfer made under
15 subsection (a).

16 **SEC. 1002. BUDGETARY EFFECTS OF THIS ACT.**

17 The budgetary effects of this Act, for the purpose of
18 complying with the Statutory Pay-As-You-Go Act of 2010,
19 shall be determined by reference to the latest statement
20 titled “Budgetary Effects of PAYGO Legislation” for this
21 Act, submitted for printing in the Congressional Record
22 by the Chairman of the Committee on the Budget of the
23 House of Representatives, as long as such statement has
24 been submitted prior to the vote on passage of this Act.

1 **SEC. 1003. AUDIT OF DEPARTMENT OF DEFENSE FISCAL**
2 **YEAR 2018 FINANCIAL STATEMENTS.**

3 (a) SENSE OF CONGRESS.—Congress—

4 (1) reaffirms the findings of the Panel on De-
5 fense Financial Management and Auditability Re-
6 form of the Committee on Armed Services of the
7 House of Representatives;

8 (2) points to the Government Accountability Of-
9 fice's most recent High Risk List recommendations;

10 (3) is encouraged by the important progress the
11 Department of Defense has made in achieving
12 auditability; and

13 (4) stands ready to continue helping in this ef-
14 fort.

15 (b) SENSE OF CONGRESS ON DOD FINANCIAL MAN-
16 AGEMENT REFORM.—It is the sense of Congress that, in
17 the aftermath of the effects of sequestration as enacted
18 by the Budget Control Act of 2011 (Public Law 112–25),
19 financial management reform is imperative, and the De-
20 partment of Defense should place continued importance
21 on, and remain vigilant in, its financial management re-
22 form efforts.

23 (c) AUDIT OF DOD FINANCIAL STATEMENTS.—In
24 addition to the requirement under section
25 1003(a)(2)(A)(ii) of the National Defense Authorization
26 Act for Fiscal Year 2010 (Public Law 111–84; 10 U.S.C.

1 2222 note) that the Financial Improvement and Audit
2 Readiness Plan describe specific actions to be taken and
3 the costs associated with ensuring that the financial state-
4 ments of the Department of Defense are validated as
5 ready for audit by not later than September 30, 2017,
6 upon the conclusion of fiscal year 2018, the Secretary of
7 Defense shall ensure that a full audit is performed on the
8 financial statements of the Department of Defense for
9 such fiscal year. The Secretary shall submit to Congress
10 the results of that audit by not later than March 31, 2019.

11 **SEC. 1004. AUTHORITY TO TRANSFER FUNDS TO THE NA-**
12 **TIONAL NUCLEAR SECURITY ADMINISTRA-**
13 **TION TO SUSTAIN NUCLEAR WEAPONS MOD-**
14 **ERNIZATION.**

15 (a) TRANSFER AUTHORIZED.—If the amount author-
16 ized to be appropriated for the weapons activities of the
17 National Nuclear Security Administration under section
18 3101 or otherwise made available for fiscal year 2014 is
19 less than \$8,400,000,000 (the amount projected to be re-
20 quired for such activities in fiscal year 2014 as specified
21 in the report under section 1251 of the National Defense
22 Authorization Act for Fiscal Year 2010 (Public Law 111–
23 84; 123 Stat. 2549)), the Secretary of Defense may trans-
24 fer, from amounts authorized to be appropriated for the
25 Department of Defense for fiscal year 2014 pursuant to

1 this Act, to the Secretary of Energy an amount, not to
2 exceed \$150,000,000, to be available only for weapons ac-
3 tivities of the National Nuclear Security Administration.

4 (b) NOTICE TO CONGRESS.—In the event of a trans-
5 fer under subsection (a), the Secretary of Defense shall
6 promptly notify Congress of the transfer, and shall include
7 in such notice the Department of Defense account or ac-
8 counts from which funds are transferred.

9 (c) TRANSFER MECHANISM.—Any funds transferred
10 under this section shall be transferred in accordance with
11 established procedures for reprogramming under section
12 1001 or successor provisions of law.

13 (d) CONSTRUCTION OF AUTHORITY.—The transfer
14 authority provided under subsection (a) is in addition to
15 any other transfer authority provided under this Act.

16 **Subtitle B—Counter-Drug** 17 **Activities**

18 **SEC. 1011. EXTENSION OF AUTHORITY TO SUPPORT UNI-** 19 **FIED COUNTER-DRUG AND COUNTERTER-** 20 **RORISM CAMPAIGN IN COLOMBIA.**

21 Section 1021 of the Ronald W. Reagan National De-
22 fense Authorization Act for Fiscal Year 2005 (Public Law
23 108–375; 118 Stat. 2042), as most recently amended by
24 section 1010 of the National Defense Authorization Act

1 for Fiscal Year 2013 (Public Law 112–239; 126 Stat.
2 1907), is amended—

3 (1) in subsection (a), by striking “2013” and
4 inserting “2014”; and

5 (2) in subsection (c), by striking “2013” and
6 inserting “2014”.

7 **SEC. 1012. EXTENSION OF AUTHORITY FOR JOINT TASK**
8 **FORCES TO PROVIDE SUPPORT TO LAW EN-**
9 **FORCEMENT AGENCIES CONDUCTING**
10 **COUNTER-TERRORISM ACTIVITIES.**

11 Section 1022(b) of the National Defense Authoriza-
12 tion Act for Fiscal Year 2004 (Public Law 108–136; 117
13 Stat. 1594; 10 U.S.C. 371 note), as most recently amend-
14 ed by section 1011 of the National Defense Authorization
15 Act for Fiscal Year 2013 (Public Law 112–239; 126 Stat.
16 1907) is amended by striking “2013” and inserting
17 “2014”.

18 **SEC. 1013. TWO-YEAR EXTENSION OF AUTHORITY TO PRO-**
19 **VIDE ADDITIONAL SUPPORT FOR COUNTER-**
20 **DRUG ACTIVITIES OF CERTAIN FOREIGN**
21 **GOVERNMENTS.**

22 Subsection (a)(2) of section 1033 of the National De-
23 fense Authorization Act for Fiscal Year 1998 (Public Law
24 105–85; 111 Stat. 1881), as most recently amended by
25 section 1006(a) of the National Defense Authorization Act

1 for Fiscal Year 2012 (Public Law 112–81; 125 Stat.
2 1557), is amended by striking “2013” and inserting
3 “2015”.

4 **SEC. 1014. SENSE OF CONGRESS REGARDING THE NA-**
5 **TIONAL GUARD COUNTER-NARCOTIC PRO-**
6 **GRAM.**

7 It is the sense of Congress that—

8 (1) the National Guard Counter-Narcotic Pro-
9 gram is a valuable tool to counter-drug operations
10 across the United States, especially on the southwest
11 border;

12 (2) the National Guard has an important role
13 in combating drug trafficking into the United
14 States; and

15 (3) the program should received continued
16 funding.

17 **Subtitle C—Naval Vessels and**
18 **Shipyards**

19 **SEC. 1021. CLARIFICATION OF SOLE OWNERSHIP RESULT-**
20 **ING FROM SHIP DONATIONS AT NO COST TO**
21 **THE NAVY.**

22 (a) CLARIFICATION OF TRANSFER AUTHORITY.—
23 Subsection (a) of section 7306 of title 10, United States
24 Code, is amended to read as follows:

1 “(a) AUTHORITY TO MAKE TRANSFER.—The Sec-
2 retary of the Navy may convey, by donation, all right, title,
3 and interest to any vessel stricken from the Naval Vessel
4 Register or any captured vessel, for use as a museum or
5 memorial for public display in the United States, to—

6 “(1) any State, the District of Columbia, any
7 Commonwealth or possession of the United States,
8 or any municipal corporation or political subdivision
9 thereof; or

10 “(2) any nonprofit entity.”.

11 (b) CLARIFICATION OF LIMITATIONS ON LIABILITY
12 AND RESPONSIBILITY.—Subsection (b) of such section is
13 amended to read as follows:

14 “(b) LIMITATIONS ON LIABILITY AND RESPONSI-
15 BILITY.—(1) The United States and all departments and
16 agencies thereof, and their officers and employees, shall
17 not be liable at law or in equity for any injury or damage
18 to any person or property occurring on a vessel donated
19 under this section.

20 “(2) Notwithstanding any other law, the United
21 States and all departments and agencies thereof, and their
22 officers and employees, shall have no responsibility or obli-
23 gation to make, engage in, or provide funding for, any im-
24 provement, upgrade, modification, maintenance, preserva-
25 tion, or repair to a vessel donated under this section.”.

1 (c) CLARIFICATION THAT TRANSFERS TO BE MADE
2 AT NO COST TO UNITED STATES.—Subsection (c) of such
3 section is amended by inserting after “under this section”
4 the following: “, the maintenance and preservation of that
5 vessel as a museum or memorial, and the ultimate disposal
6 of that vessel, including demilitarization of Munitions List
7 items at the end of the useful life of the vessel as a mu-
8 seum or memorial,”.

9 (d) APPLICATION OF ENVIRONMENTAL LAWS; DEFINI-
10 NITIONS.—Such section is further amended by adding at
11 the end the following new subsections:

12 “(e) APPLICATION OF ENVIRONMENTAL LAWS.—
13 Nothing in this section shall affect the applicability of
14 Federal, State, interstate, and local environmental laws
15 and regulations, including the Toxic Substances Control
16 Act (15 U.S.C. 2601 et seq.) and the Comprehensive Envi-
17 ronmental Response, Compensation, and Liability Act of
18 1980 (42 U.S.C. 9601 et seq.), to the Department of De-
19 fense or to a donee.

20 “(f) DEFINITIONS.—In this section:

21 “(1) The term ‘nonprofit entity’ means any en-
22 tity qualifying as an exempt organization under sec-
23 tion 501(c)(3) of the Internal Revenue Code of
24 1986.

1 “(2) The term ‘Munitions List’ means the
2 United States Munitions List created and controlled
3 under section 38 of the Arms Export Control Act
4 (22 U.S.C. 2778).

5 “(3) The term ‘donee’ means any entity receiv-
6 ing a vessel pursuant to subsection (a).”.

7 (e) CLERICAL AMENDMENTS.—

8 (1) SECTION HEADING.—The heading of such
9 section is amended to read as follows:

10 **“§ 7306. Vessels stricken from Naval Vessel Register;
11 captured vessels: conveyance by dona-
12 tion”.**

13 (2) TABLE OF SECTIONS.—The item relating to
14 such section in the table of sections at the beginning
15 of chapter 633 of such title is amended to read as
16 follows:

 “7306. Vessels stricken from Naval Vessel Register; captured vessels: convey-
 ance by donation.’”.

17 **SEC. 1022. AVAILABILITY OF FUNDS FOR RETIREMENT OR
18 INACTIVATION OF TICONDEROGA CLASS
19 CRUISERS OR DOCK LANDING SHIPS.**

20 (a) LIMITATION ON AVAILABILITY OF FUNDS.—

21 (1) IN GENERAL.—Except as provided in para-
22 graph (2), none of the funds authorized to be appro-
23 priated by this Act or otherwise made available for
24 fiscal year 2014 for the Department of Defense may

1 be obligated or expended to retire, prepare to retire,
2 inactivate, or place in storage a cruiser or dock land-
3 ing ship.

4 (2) EXCEPTION.—Notwithstanding paragraph
5 (1), the funds referred to in such subsection may be
6 obligated or expended to retire the U.S.S. Denver,
7 LPD9.

8 (b) AUTHORITY TO TRANSFER AUTHORIZATIONS.—

9 (1) AUTHORITY.—Subject to the availability of
10 appropriations for such purpose, the Secretary of
11 Defense may transfer amounts of authorizations
12 made available to the Department of Defense for fis-
13 cal year 2013 specifically for the modernization of
14 vessels referred to in subsection (a)(1). Amounts of
15 authorizations so transferred shall be merged with
16 and be available for the same purposes as the au-
17 thorization to which transferred.

18 (2) LIMITATION.—The total amount of author-
19 izations that the Secretary may transfer under the
20 authority of this subsection may not exceed
21 \$914,676,000.

22 (3) ADDITIONAL AUTHORITY.—The transfer au-
23 thority provided by this subsection is in addition to
24 the transfer authority provided under section 1001
25 of this Act and under section 1001 of the National

1 Defense Authorization Act for Fiscal Year 2013
2 (Public Law 112–239; 126 Stat. 1902).

3 **SEC. 1023. REPAIR OF VESSELS IN FOREIGN SHIPYARDS.**

4 (a) NONHOMEPORTEED VESSELS.—Subsection (a) of
5 section 7310 of title 10, United States Code, is amended—

6 (1) by striking “A naval” and inserting “(1) A
7 naval”; and

8 (2) by adding at the end the following new
9 paragraph:

10 “(2) For purposes of this section, a naval vessel that
11 does not have a designated homeport shall be treated as
12 being homeported in the United States or Guam.”.

13 (b) VOYAGE REPAIR.—Such section is further
14 amended—

15 (1) in subsection (c)(3)(C), by striking “as de-
16 fined in Commander Military Sealift Command In-
17 struction 4700.15C (September 13, 2007) or Joint
18 Fleet Maintenance Manual (Commander Fleet
19 Forces Command Instruction 4790.3 Revision A,
20 Change 7), Volume III”; and

21 (2) by adding at the end the following new sub-
22 section:

23 “(d) VOYAGE REPAIR DEFINED.—In this section, the
24 term ‘voyage repair’ has the meaning given such term in
25 Navy Instruction COMFLTFORCOMINST 4790.3B.”.

1 **SEC. 1024. SENSE OF CONGRESS REGARDING A BALANCED**
2 **FUTURE NAVAL FORCE.**

3 (a) FINDINGS.—Congress makes the following find-
4 ings:

5 (1) The battle force of the Navy must be suffi-
6 ciently sized and balanced in capability to meet cur-
7 rent and anticipated future national security objec-
8 tives.

9 (2) A robust and balanced naval force is re-
10 quired for the Department of Defense to fully exe-
11 cute the President's National Security Strategy.

12 (3) To develop and sustain required capabilities
13 the Navy must balance investment and maintenance
14 costs across various ship types, including—

15 (A) aircraft carriers;

16 (B) surface combatants;

17 (C) submarines;

18 (D) amphibious assault ships; and

19 (E) other auxiliary vessels, including sup-
20 port vessels operated by the Military Sealift
21 Command.

22 (4) Despite a Marine Corps requirement for 38
23 amphibious assault ships, the Navy possesses only
24 30 amphibious assault ships with an average of 22
25 ships available for surge deployment.

1 (5) The inadequate level of investment in Navy
2 shipbuilding over the last 20 years has resulted in—

3 (A) a fragile shipbuilding industrial base,
4 both in the construction yards and secondary
5 suppliers of materiel and equipment; and

6 (B) increased costs per vessel stemming
7 from low production volume.

8 (6) The Department of Defense, Military Con-
9 struction and Veterans Affairs, and Full-Year Con-
10 tinuing Appropriations Act for Fiscal Year 2013
11 provided \$263,000,000 towards the advance procure-
12 ment of materiel and equipment required to continue
13 the San Antonio LPD 17 amphibious transport dock
14 class to a total of 12 ships, a key first step in rebal-
15 ancing the amphibious assault ship force structure.

16 (b) SENSE OF CONGRESS.—It is the Sense of Con-
17 gress that—

18 (1) the Department of Defense and the Depart-
19 ment of the Navy must prioritize funding towards
20 increased shipbuilding rates to enable the Navy to
21 meet the full-range of combatant commander re-
22 quests;

23 (2) the Department of the Navy's future budget
24 requests and the Long Range Plan for the Construc-
25 tion of Naval Forces must realistically anticipate

1 and reflect the true investment necessary to meet
2 stated force structure goals;

3 (3) without modification to Long Range Plan
4 for the Construction of Naval Forces shipbuilding
5 plan, the future of the industrial base that enables
6 construction of large, combat-survivable amphibious
7 assault ships is at significant risk; and

8 (4) the Department of Defense and Congress
9 should act expeditiously to restore the force struc-
10 ture and capability balance of the Navy fleet as
11 quickly as possible.

12 **SEC. 1025. AUTHORITY FOR SHORT-TERM EXTENSION OR**
13 **RENEWAL OF LEASES FOR VESSELS SUP-**
14 **PORTING THE TRANSIT PROTECTION SYSTEM**
15 **ESCORT PROGRAM.**

16 (a) IN GENERAL.—Notwithstanding section 2401 of
17 title 10, United States Code, the Secretary of the Navy
18 may extend or renew the lease of not more than four
19 blocking vessels supporting the Transit Protection System
20 Escort Program after the date of the expiration of the
21 lease of such vessels, as in effect on the date of the enact-
22 ment of this Act. Such an extension shall be for a term
23 that is the shorter of—

24 (1) the period beginning on the date of the ex-
25 piration of the lease in effect on the date of the en-

1 actment of this Act and ending on the date on which
2 the Secretary determines that a substitute is avail-
3 able for the capabilities provided by the lease, or
4 that the capabilities provided by the vessel are no
5 longer required; or

6 (2) 180 days.

7 (b) FUNDING.—Amounts authorized to be appro-
8 priated by section 301 and available for operation and
9 maintenance, Navy, as specified in the funding tables in
10 section 4301, may be available for the extension or re-
11 newal of a lease under subsection (a).

12 (c) NOTICE TO CONGRESS.—Prior to extending or re-
13 newing a lease under subsection (a), the Secretary of the
14 Navy shall submit to the congressional defense committees
15 notification of the proposed extension or renewal. Such no-
16 tification shall include—

17 (1) a detailed description of the term of the
18 proposed contract for the extension or renewal of the
19 lease and a justification for extending or renewing
20 the lease rather than obtaining the capability pro-
21 vided for by the lease, charter, or services involved
22 through purchase of the vessel; and

23 (2) a plan for meeting the capability provided
24 for by the lease upon the completion of the term of

1 the lease contract, as extended or renewed under
2 subsection (a).

3 **SEC. 1026. REPORT COMPARING COSTS OF DDG 1000 AND**
4 **DDG 51 FLIGHT III SHIPS.**

5 Not later than March 15, 2014, the Secretary of the
6 Navy shall submit to the congressional defense committees
7 a report providing an updated comparison of the costs and
8 risks of acquiring DDG 1000 and DDG 51 Flight III ves-
9 sels equipped for enhanced ballistic missile defense capa-
10 bility. The report shall include each of the following:

11 (1) An updated estimate of the total cost to de-
12 velop, procure, operate, and support ballistic missile
13 defense capable DDG 1000 destroyers equipped with
14 the air and missile defense radar that would be pro-
15 cured in addition to the three prior-year-funded
16 DDG 1000 class ships, and in lieu of Flight III
17 DDG-51 destroyers.

18 (2) The estimate of the Secretary of the total
19 cost of the current plan to develop, procure, operate,
20 and support Flight III DDG 51 destroyers.

21 (3) Details on the assumed ballistic missile de-
22 fense requirements and construction schedules for
23 both the DDG 1000 and DDG 51 Flight III de-
24 stroyers referred to in paragraphs (1) and (2), re-
25 spectively.

1 (4) An updated comparison of the program
2 risks and the resulting ship capabilities in all dimen-
3 sions (not just ballistic missile defense) of the op-
4 tions referred to in paragraphs (1) and (2).

5 (5) Any other information the Secretary deter-
6 mines appropriate.

7 **SEC. 1027. SENSE OF CONGRESS ON ESTABLISHMENT OF**
8 **AN ADVISORY BOARD ON TOXIC SUBSTANCES**
9 **AND WORKER HEALTH.**

10 It is the sense of Congress that the President should
11 establish an Advisory Board on Toxic Substances and
12 Worker Health, as described in the report of the Comp-
13 troller General of the United States titled “Energy Em-
14 ployees Compensation: Additional Independent Oversight
15 and Transparency Would Improve Program’s Credibility”,
16 numbered GAO–10–302, to—

17 (1) advise the President concerning the review
18 and approval of the Department of Labor site expo-
19 sure matrix;

20 (2) conduct periodic peer reviews of, and ap-
21 prove, medical guidance for part E claims examiners
22 with respect to the weighing of a claimant’s medical
23 evidence;

1 (3) obtain periodic expert review of evidentiary
2 requirements for part B claims related to lung dis-
3 ease regardless of approval;

4 (4) provide oversight over industrial hygienists,
5 Department of Labor staff physicians, and Depart-
6 ment of Labor’s consulting physicians and their re-
7 ports to ensure quality, objectivity, and consistency;
8 and

9 (5) coordinate exchanges of data and findings
10 with the Advisory Board on Radiation and Worker
11 Health to the extent necessary (under section 3624
12 the Energy Employees Occupational Illness Com-
13 pensation Program Act of 2000 (42 U.S.C. 7384o)).

14 **Subtitle D—Counterterrorism**

15 **SEC. 1030. CLARIFICATION OF PROCEDURES FOR USE OF** 16 **ALTERNATE MEMBERS ON MILITARY COM-** 17 **MISSIONS.**

18 (a) PRIMARY AND ALTERNATE MEMBERS.—

19 (1) NUMBER OF MEMBERS.—Subsection (a) of
20 section 948m of title 10, United States Code, is
21 amended—

22 (A) in paragraph (1)—

23 (i) by striking “at least five members”
24 and inserting “at least five primary mem-

1 bers and as many alternate members as
2 the convening authority shall detail”; and

3 (ii) by adding at the end the following
4 new sentence: “Alternate members shall be
5 designated in the order in which they will
6 replace an excused primary member.”; and

7 (B) in paragraph (2), by inserting “pri-
8 mary” after “the number of”.

9 (2) GENERAL RULES.—Such section is further
10 amended—

11 (A) by redesignating subsection (b) and (c)
12 as subsections (d) and (e), respectively; and

13 (B) by inserting after subsection (a) the
14 following new subsections (b) and (c):

15 “(b) PRIMARY MEMBERS.—Primary members of a
16 military commission under this chapter are voting mem-
17 bers.

18 “(c) ALTERNATE MEMBERS.—(1) A military commis-
19 sion may include alternate members to replace primary
20 members who are excused from service on the commission.

21 “(2) Whenever a primary member is excused from
22 service on the commission, an alternate member, if avail-
23 able, shall replace the excused primary member and the
24 trial may proceed.”.

1 (3) EXCUSE OF MEMBERS.—Subsection (d) of
2 such section, as redesignated by paragraph (2)(A), is
3 amended—

4 (A) in the matter before paragraph (1), by
5 inserting “primary or alternate” before “mem-
6 ber”;

7 (B) by striking “or” at the end of para-
8 graph (2);

9 (C) by striking the period at the end of
10 paragraph (3) and inserting “; or”; and

11 (D) by adding at the end the following new
12 paragraph:

13 “(4) in the case of an alternate member, in
14 order to reduce the number of alternate members re-
15 quired for service on the commission, as determined
16 by the convening authority.”.

17 (4) ABSENT AND ADDITIONAL MEMBERS.—Sub-
18 section (e) of such section, as redesignated by para-
19 graph (2)(A), is amended—

20 (A) in the first sentence—

21 (i) by inserting “the number of pri-
22 mary members of” after “Whenever”;

23 (ii) by inserting “primary” before
24 “members required by”; and

1 (iii) by inserting “and there are no re-
2 maining alternate members to replace the
3 excused primary members” after “sub-
4 section (a)”;

5 (B) by adding at the end the following new
6 sentence: “An alternate member who was
7 present for the introduction of all evidence shall
8 not be considered to be a new or additional
9 member.”.

10 (b) CHALLENGES.—Section 949f of such title is
11 amended—

12 (1) in subsection (a), by inserting “primary or
13 alternate” before “member”; and

14 (2) by adding at the end of subsection (b) the
15 following new sentence: “Nothing in this section pro-
16 hibits the military judge from awarding to each
17 party such additional peremptory challenges as may
18 be required in the interests of justice.”.

19 (c) NUMBER OF VOTES REQUIRED.—Section 949m
20 of such title is amended—

21 (1) by inserting “primary” before “members”
22 each place it appears; and

23 (2) by adding at the end of subsection (b) the
24 following new paragraph:

1 “(4) The primary members present for a vote on a
2 sentence need not be the same primary members who
3 voted on the conviction if the requirements of section
4 948m(d) of this title are met.”.

5 **SEC. 1031. MODIFICATION OF REGIONAL DEFENSE COM-**
6 **BATING TERRORISM FELLOWSHIP PROGRAM**
7 **REPORTING REQUIREMENT.**

8 (a) IN GENERAL.—Section 2249c(c) of title 10,
9 United States Code, is amended—

10 (1) in paragraph (3), by inserting “, including
11 engagement activities for program alumni,” after
12 “effectiveness of the program”;

13 (2) in paragraph (4), by inserting after “pro-
14 gram” the following: “, including a list of any un-
15 funded or unmet training requirements and re-
16 quests”; and

17 (3) by adding at the end the following new
18 paragraph:

19 “(5) A discussion and justification of how the
20 program fits within the theater security priorities of
21 each of the commanders of the geographic combat-
22 ant commands.”.

23 (b) EFFECTIVE DATE.—The amendments made by
24 subsection (a) shall apply with respect to a report sub-

1 mitted for a fiscal year beginning after the date of the
2 enactment of this Act.

3 **SEC. 1032. PROHIBITION ON USE OF FUNDS TO CONSTRUCT**
4 **OR MODIFY FACILITIES IN THE UNITED**
5 **STATES TO HOUSE DETAINEES TRANS-**
6 **FERRED FROM UNITED STATES NAVAL STA-**
7 **TION, GUANTANAMO BAY, CUBA.**

8 (a) IN GENERAL.—No amounts authorized to be ap-
9 propriated or otherwise made available to the Department
10 of Defense may be used during the period beginning on
11 the date of the enactment of this Act and ending on De-
12 cember 31, 2014, to construct or modify any facility in
13 the United States, its territories, or possessions to house
14 any individual detained at Guantanamo for the purposes
15 of detention or imprisonment in the custody or under the
16 control of the Department of Defense unless authorized
17 by Congress.

18 (b) EXCEPTION.—The prohibition in subsection (a)
19 shall not apply to any modification of facilities at United
20 States Naval Station, Guantanamo Bay, Cuba.

21 (c) INDIVIDUAL DETAINED AT GUANTANAMO DE-
22 FINED.—In this section, the term “individual detained at
23 Guantanamo” has the meaning given that term in section
24 1033(f)(2).

1 **SEC. 1033. REQUIREMENTS FOR CERTIFICATIONS RELAT-**
2 **ING TO THE TRANSFER OF DETAINEES AT**
3 **UNITED STATES NAVAL STATION, GUANTA-**
4 **NAMO BAY, CUBA, TO FOREIGN COUNTRIES**
5 **AND OTHER FOREIGN ENTITIES.**

6 (a) CERTIFICATION REQUIRED PRIOR TO TRANS-
7 FER.—

8 (1) IN GENERAL.—Except as provided in para-
9 graph (2) and subsection (d), the Secretary of De-
10 fense may not use any amounts authorized to be ap-
11 propriated or otherwise available to the Department
12 of Defense to transfer, during the period beginning
13 on the date of the enactment of this Act and ending
14 on December 31, 2014, any individual detained at
15 Guantanamo to the custody or control of the individ-
16 ual's country of origin, any other foreign country, or
17 any other foreign entity unless the Secretary sub-
18 mits to Congress the certification described in sub-
19 section (b) not later than 30 days before the trans-
20 fer of the individual.

21 (2) EXCEPTION.—Paragraph (1) shall not
22 apply to any action taken by the Secretary to trans-
23 fer any individual detained at Guantanamo to effec-
24 tuate an order affecting the disposition of the indi-
25 vidual that is issued by a court or competent tri-
26 bunal of the United States having lawful jurisdiction

1 (which the Secretary shall notify Congress of
2 promptly after issuance).

3 (b) CERTIFICATION.—A certification described in this
4 subsection is a written certification made by the Secretary
5 of Defense, with the concurrence of the Secretary of State
6 and in consultation with the Director of National Intel-
7 ligence, that—

8 (1) the government of the foreign country or
9 the recognized leadership of the foreign entity to
10 which the individual detained at Guantanamo is to
11 be transferred—

12 (A) is not a designated state sponsor of
13 terrorism or a designated foreign terrorist orga-
14 nization;

15 (B) maintains control over each detention
16 facility in which the individual is to be detained
17 if the individual is to be housed in a detention
18 facility;

19 (C) is not, as of the date of the certifi-
20 cation, facing a threat that is likely to substan-
21 tially affect its ability to exercise control over
22 the individual;

23 (D) has taken or agreed to take effective
24 actions to ensure that the individual cannot

1 take action to threaten the United States, its
2 citizens, or its allies in the future;

3 (E) has taken or agreed to take such ac-
4 tions as the Secretary of Defense determines
5 are necessary to ensure that the individual can-
6 not engage or reengage in any terrorist activity;
7 and

8 (F) has agreed to share with the United
9 States any information that—

10 (i) is related to the individual or any
11 associates of the individual; and

12 (ii) could affect the security of the
13 United States, its citizens, or its allies; and

14 (2) includes an assessment, in classified or un-
15 classified form, of the capacity, willingness, and past
16 practices (if applicable) of the foreign country or en-
17 tity in relation to the Secretary's certifications.

18 (c) PROHIBITION IN CASES OF PRIOR CONFIRMED
19 RECIDIVISM.—

20 (1) PROHIBITION.—Except as provided in para-
21 graph (2) and subsection (d), the Secretary of De-
22 fense may not use any amounts authorized to be ap-
23 propriated or otherwise made available to the De-
24 partment of Defense to transfer any individual de-
25 tained at Guantanamo to the custody or control of

1 the individual's country of origin, any other foreign
2 country, or any other foreign entity if there is a con-
3 firmed case of any individual who was detained at
4 United States Naval Station, Guantanamo Bay,
5 Cuba, at any time after September 11, 2001, who
6 was transferred to such foreign country or entity
7 and subsequently engaged in any terrorist activity.

8 (2) EXCEPTION.—Paragraph (1) shall not
9 apply to any action taken by the Secretary to trans-
10 fer any individual detained at Guantanamo to effec-
11 tuate an order affecting the disposition of the indi-
12 vidual that is issued by a court or competent tri-
13 bunal of the United States having lawful jurisdiction
14 (which the Secretary shall notify Congress of
15 promptly after issuance).

16 (d) NATIONAL SECURITY WAIVER.—

17 (1) IN GENERAL.—The Secretary of Defense
18 may waive the applicability to a detainee transfer of
19 a certification requirement specified in subparagraph
20 (D) or (E) of subsection (b)(1) or the prohibition in
21 subsection (c), if the Secretary certifies the rest of
22 the criteria required by subsection (b) for transfers
23 prohibited by subsection (c) and, with the concur-
24 rence of the Secretary of State and in consultation

1 with the Director of National Intelligence, deter-
2 mines that—

3 (A) alternative actions will be taken to ad-
4 dress the underlying purpose of the requirement
5 or requirements to be waived;

6 (B) in the case of a waiver of subpara-
7 graph (D) or (E) of subsection (b)(1), it is not
8 possible to certify that the risks addressed in
9 the paragraph to be waived have been com-
10 pletely eliminated, but the actions to be taken
11 under subparagraph (A) will substantially miti-
12 gate such risks with regard to the individual to
13 be transferred;

14 (C) in the case of a waiver of subsection
15 (c), the Secretary has considered any confirmed
16 case in which an individual who was transferred
17 to the country subsequently engaged in terrorist
18 activity, and the actions to be taken under sub-
19 paragraph (A) will substantially mitigate the
20 risk of recidivism with regard to the individual
21 to be transferred; and

22 (D) the transfer is in the national security
23 interests of the United States.

24 (2) REPORTS.—Whenever the Secretary makes
25 a determination under paragraph (1), the Secretary

1 shall submit to the appropriate committees of Con-
2 gress, not later than 30 days before the transfer of
3 the individual concerned, the following:

4 (A) A copy of the determination and the
5 waiver concerned.

6 (B) A statement of the basis for the deter-
7 mination, including—

8 (i) an explanation why the transfer is
9 in the national security interests of the
10 United States;

11 (ii) in the case of a waiver of subpara-
12 graph (D) or (E) of subsection (b)(1), an
13 explanation why it is not possible to certify
14 that the risks addressed in the paragraph
15 to be waived have been completely elimi-
16 nated; and

17 (iii) a classified summary of—

18 (I) the individual's record of co-
19 operation while in the custody of or
20 under the effective control of the De-
21 partment of Defense; and

22 (II) the agreements and mecha-
23 nisms in place to provide for con-
24 tinuing cooperation.

1 (C) A summary of the alternative actions
2 to be taken to address the underlying purpose
3 of, and to mitigate the risks addressed in, the
4 paragraph or subsection to be waived.

5 (D) The assessment required by subsection
6 (b)(2).

7 (e) RECORD OF COOPERATION.—In assessing the risk
8 that an individual detained at Guantanamo will engage in
9 terrorist activity or other actions that could affect the se-
10 curity of the United States if released for the purpose of
11 making a certification under subsection (b) or a waiver
12 under subsection (d), the Secretary of Defense may give
13 favorable consideration to any such individual—

14 (1) who has substantially cooperated with
15 United States intelligence and law enforcement au-
16 thorities, pursuant to a pre-trial agreement, while in
17 the custody of or under the effective control of the
18 Department of Defense; and

19 (2) for whom agreements and effective mecha-
20 nisms are in place, to the extent relevant and nec-
21 essary, to provide for continued cooperation with
22 United States intelligence and law enforcement au-
23 thorities.

24 (f) DEFINITIONS.—In this section:

1 (1) The term “appropriate committees of Con-
2 gress” means—

3 (A) the Committee on Armed Services, the
4 Committee on Appropriations, the Committee
5 on Foreign Relations, and the Select Committee
6 on Intelligence of the Senate; and

7 (B) the Committee on Armed Services, the
8 Committee on Appropriations, the Committee
9 on Foreign Affairs, and the Permanent Select
10 Committee on Intelligence of the House of Rep-
11 resentatives.

12 (2) The term “individual detained at Guanta-
13 namo” means any individual located at United
14 States Naval Station, Guantanamo Bay, Cuba, as of
15 October 1, 2009, who—

16 (A) is not a citizen of the United States or
17 a member of the Armed Forces of the United
18 States; and

19 (B) is—

20 (i) in the custody or under the control
21 of the Department of Defense; or

22 (ii) otherwise under detention at
23 United States Naval Station, Guantanamo
24 Bay, Cuba.

1 (3) The term “foreign terrorist organization”
2 means any organization so designated by the Sec-
3 retary of State under section 219 of the Immigra-
4 tion and Nationality Act (8 U.S.C. 1189).

5 **SEC. 1034. PROHIBITION ON THE USE OF FUNDS FOR THE**
6 **TRANSFER OR RELEASE OF INDIVIDUALS DE-**
7 **TAINED AT UNITED STATES NAVAL STATION,**
8 **GUANTANAMO BAY, CUBA.**

9 No amounts authorized to be appropriated or other-
10 wise made available to the Department of Defense may
11 be used during the period beginning on the date of the
12 enactment of this Act and ending on December 31, 2014,
13 to transfer, release, or assist in the transfer or release to
14 or within the United States, its territories, or possessions
15 of Khalid Sheikh Mohammed or any other detainee who—

16 (1) is not a United States citizen or a member
17 of the Armed Forces of the United States; and

18 (2) is or was held on or after January 20,
19 2009, at United States Naval Station, Guantanamo
20 Bay, Cuba, by the Department of Defense.

21 **SEC. 1035. UNCLASSIFIED SUMMARY OF INFORMATION RE-**
22 **LATING TO INDIVIDUALS DETAINED AT**
23 **PARWAN, AFGHANISTAN.**

24 Not later than 120 days after the date of the enact-
25 ment of this Act, the Secretary of Defense shall make pub-

1 lically available an unclassified summary of information re-
2 lating to the individuals detained by the Department of
3 Defense at the Detention Facility at Parwan, Afghanistan,
4 pursuant to the Authorization for Use of Military Force
5 (Public Law 107–40; 50 U.S.C. 1541 note) who have been
6 determined to represent an enduring security threat to the
7 United States. Such summary shall cover any individual
8 detained at such facility as of the date of the enactment
9 of this Act and any individual so detained during the two-
10 year period preceding the date of the enactment of this
11 Act. Such summary shall include for each such covered
12 individual—

13 (1) a description of the relevant organization or
14 organizations with which the individual is affiliated;

15 (2) whether the individual had ever been in the
16 custody or under the effective control of the United
17 States at any time before being detained at such fa-
18 cility and, if so, where the individual had been in
19 such custody or under such effective control; and

20 (3) whether the individual has been directly
21 linked to the death of any member of the United
22 States Armed Forces or any United States Govern-
23 ment employee.

1 **SEC. 1036. ASSESSMENT OF AFFILIATES AND ADHERENTS**
2 **OF AL-QAEDA OUTSIDE THE UNITED STATES.**

3 Not later than 120 days after the date of the enact-
4 ment of this Act, the President, acting through the Sec-
5 retary of Defense, shall submit to the congressional de-
6 fense committees the Committee on Foreign Relations of
7 the Senate, and the Committee on Foreign Affairs of the
8 House of Representatives an assessment containing each
9 of the following:

10 (1) An identification of any group operating
11 outside the United States that is an affiliate or ad-
12 herent of, or otherwise related to, al-Qaeda.

13 (2) A summary of relevant information relating
14 to each such group, including—

15 (A) the extent to which members or leaders
16 of the group have—

17 (i) conducted or planned to conduct
18 lethal or significant operations outside the
19 borders of the state or states in which the
20 group ordinarily operates;

21 (ii) conducted fundraising or recruit-
22 ing outside the borders of such state or
23 states; and

24 (iii) have demonstrated any interest in
25 conducting activities described in clauses

1 (i) and (ii) outside the borders of such
2 state or states;

3 (B) the extent to which the connection of
4 the group to the senior leadership of al-Qaeda
5 has changed over time; and

6 (C) whether the group has attacked or
7 planned to purposefully attack United States
8 citizens, members of Armed Forces of the
9 United States, or other representatives of the
10 United States, or is likely to do so in the fu-
11 ture.

12 (3) An assessment of whether each group is
13 part of or substantially supporting al-Qaeda or the
14 Taliban, or constitutes an associated force that is
15 engaged in hostilities against the United States or
16 its coalition partners for purposes of interpreting the
17 scope of section 2 of the Authorization for Use of
18 Military Force (Public Law 107–40; 115 Stat. 224;
19 50 U.S.C. 1541 note).

20 (4) The criteria used to determine the nature
21 and extent of each group’s relationship to al-Qaeda.

1 **SEC. 1037. DESIGNATION OF DEPARTMENT OF DEFENSE**
2 **SENIOR OFFICIAL FOR FACILITATING THE**
3 **TRANSFER OF INDIVIDUALS DETAINED AT**
4 **UNITED STATES NAVAL STATION, GUANTA-**
5 **NAMO BAY, CUBA.**

6 Not later than 90 days after the date of the enact-
7 ment of this Act, the Secretary of Defense shall—

8 (1) designate a senior official of the Depart-
9 ment of Defense as the official with principal re-
10 sponsibility for coordination and management of the
11 transfer of individuals detained at United States
12 Naval Station, Guantanamo Bay, Cuba; and

13 (2) set forth the responsibilities of that senior
14 official with respect to such transfers.

15 **SEC. 1038. RANK OF CHIEF PROSECUTOR AND CHIEF DE-**
16 **FENSE COUNSEL IN MILITARY COMMISSIONS**
17 **ESTABLISHED TO TRY INDIVIDUALS DE-**
18 **TAINED AT GUANTANAMO.**

19 For purposes of any military commission established
20 under chapter 47A of title 10, United States Code, to try
21 an alien unprivileged enemy belligerent (as such terms are
22 defined in section 948a of such title) who is detained at
23 United States Naval Station, Guantanamo Bay, Cuba, the
24 chief defense counsel and the chief prosecutor shall have
25 the same rank.

1 **SEC. 1039. REPORT ON CAPABILITY OF YEMENI GOVERN-**
2 **MENT TO DETAIN, REHABILITATE, AND PROS-**
3 **ECUTE INDIVIDUALS DETAINED AT GUANTA-**
4 **NAMO WHO ARE TRANSFERRED TO YEMEN.**

5 Not later than 120 days after the date of the enact-
6 ment of this Act, the Secretary of Defense and the Sec-
7 retary of State shall jointly submit to the congressional
8 defense committees, the Committee on Foreign Affairs of
9 the House of Representatives, and the Committee on For-
10 eign Relations of the Senate a report on the capability of
11 the government of Yemen to detain, rehabilitate, and pros-
12 ecute individuals detained at Guantanamo (as such term
13 is defined in section 1033(f)(2)) who are transferred to
14 Yemen. Such report shall include an assessment of any
15 humanitarian issues that may be encountered in transfer-
16 ring individuals detained at Guantanamo to Yemen.

17 **SEC. 1040. REPORT ON ATTACHMENT OF RIGHTS TO INDI-**
18 **VIDUALS DETAINED AT GUANTANAMO IF**
19 **TRANSFERRED TO THE UNITED STATES.**

20 Not later than 90 days after the date of the enact-
21 ment of this Act, the Secretary of Defense and the Attor-
22 ney General shall jointly submit to the congressional de-
23 fense committees, the Committee on the Judiciary of the
24 House of Representatives, and the Committee on the Judi-
25 ciary of the Senate a report that includes each of the fol-
26 lowing:

1 (1) A description of the extent to which an indi-
2 vidual detained at Guantanamo, if transferred to the
3 United States, could become eligible, by reason of
4 such transfer, for—

5 (A) relief from removal from the United
6 States, including pursuant to the Convention
7 against Torture and Other Cruel, Inhuman or
8 Degrading Treatment or Punishment;

9 (B) any required release from immigration
10 detention, including pursuant to the decision of
11 the Supreme Court in *Zadvydas v. Davis*;

12 (C) asylum or withholding of removal; or

13 (D) any additional constitutional right.

14 (2) For any right referred to in paragraph (1)
15 for which the Secretary and Attorney General deter-
16 mine such an individual could become eligible if so
17 transferred, a description of the reasoning behind
18 such determination and an explanation of the nature
19 of the right.

20 **SEC. 1040A. SUMMARY OF INFORMATION RELATING TO IN-**
21 **DIVIDUALS DETAINED AT GUANTANAMO WHO**
22 **BECAME LEADERS OF FOREIGN TERRORIST**
23 **GROUPS.**

24 (a) IN GENERAL.—Not later than 90 days after the
25 date of the enactment of this Act, the Secretary of Defense

1 shall make publicly available a summary of information
2 relating to individuals who were formerly detained at
3 United States Naval Station, Guantanamo Bay, Cuba,
4 who have, since being transferred or released from such
5 detention, have become leaders or involved in the leader-
6 ship structure of a foreign terrorist group.

7 (b) FORM OF SUMMARY.—The summary required
8 under subsection (a) shall be in unclassified form, but may
9 contain a classified annex. The Secretary of Defense shall
10 submit any such classified annex to the congressional de-
11 fense committees.

12 **SEC. 1040B. PROCEDURES GOVERNING UNITED STATES**
13 **CITIZENS APPREHENDED INSIDE THE**
14 **UNITED STATES PURSUANT TO THE AUTHOR-**
15 **IZATION FOR USE OF MILITARY FORCE.**

16 (a) AVAILABILITY OF WRIT OF HABEAS CORPUS.—
17 Nothing in the Authorization for Use of Military Force
18 (Public Law 107–40; 50 U.S.C. 1541 note), or any other
19 law, shall be construed to deny the availability of the writ
20 of habeas corpus to any United States citizen apprehended
21 inside the United States pursuant to the Authorization for
22 Use of Military Force (Public Law 107–40; 50 U.S.C.
23 1541 note).

24 (b) PROCEDURES.—In any habeas proceeding
25 brought by a United States citizen apprehended inside the

1 United States pursuant to the Authorization for Use of
2 Military Force (Public Law 107–40; 50 U.S.C. 1541
3 note), the government shall have the burden of proving
4 by clear and convincing evidence that such citizen is an
5 unprivileged enemy belligerent and there shall be no pre-
6 sumption that any evidence presented by the government
7 as justification for the apprehension and subsequent de-
8 tention is accurate and authentic.

9 **SEC. 1040C. PROHIBITION ON THE USE OF FUNDS FOR REC-**
10 **REATIONAL FACILITIES FOR INDIVIDUALS**
11 **DETAINED AT GUANTANAMO.**

12 None of the funds authorized to be appropriated or
13 otherwise available to the Department of Defense may be
14 used to provide additional or upgraded recreational facili-
15 ties for individuals detained at United States Naval Sta-
16 tion, Guantanamo Bay, Cuba.

17 **SEC. 1040D. PROHIBITION ON TRANSFER OR RELEASE OF**
18 **INDIVIDUALS DETAINED AT GUANTANAMO**
19 **TO YEMEN.**

20 None of the amounts authorized to be available to
21 the Department of Defense may be used to transfer, re-
22 lease, or assist in the transfer or release, during the period
23 beginning on the date of enactment of this Act and ending
24 on December 31, 2014, any individual detained at Guanta-
25 namo (as such term is defined in section 1033(f)(2)) to

1 the custody or control of the Republic of Yemen or any
2 entity within Yemen.

3 **Subtitle E—Sensitive Military**
4 **Operations**

5 **SEC. 1041. CONGRESSIONAL NOTIFICATION OF SENSITIVE**
6 **MILITARY OPERATIONS.**

7 (a) NOTIFICATION REQUIRED.—

8 (1) IN GENERAL.—Chapter 3 of title 10, United
9 States Code, is amended by adding at the end the
10 following new section:

11 **“§ 130f. Congressional notification of sensitive mili-**
12 **tary operations**

13 “(a) IN GENERAL.—The Secretary of Defense shall
14 promptly submit to the congressional defense committees
15 notice in writing of any sensitive military operation fol-
16 lowing such operation.

17 “(b) PROCEDURES.—(1) The Secretary of Defense
18 shall establish and submit to the congressional defense
19 committees procedures for complying with the require-
20 ments of subsection (a) consistent with the national secu-
21 rity of the United States and the protection of operational
22 integrity.

23 “(2) The congressional defense committees shall en-
24 sure that committee procedures designed to protect from
25 unauthorized disclosure classified information relating to

1 national security of the United States are sufficient to pro-
2 tect the information that is submitted to the committees
3 pursuant to this section.

4 “(c) SENSITIVE MILITARY OPERATION DEFINED.—
5 The term ‘sensitive military operation’ means a lethal op-
6 eration or capture operation conducted by the armed
7 forces outside the United States pursuant to—

8 “(1) the Authorization for Use of Military
9 Force (Public Law 107–40; 50 U.S.C. 1541 note);
10 or

11 “(2) any other authority except—

12 “(A) a declaration of war; or

13 “(B) a specific statutory authorization for
14 the use of force other than the authorization re-
15 ferred to in paragraph (1).

16 “(d) EXCEPTION.—The notification requirement
17 under subsection (a) shall not apply with respect to a sen-
18 sitive military operation executed within the territory of
19 Afghanistan pursuant to the Authorization for Use of
20 Military Force (Public Law 107–40; 50 U.S.C. 1541
21 note).

22 “(e) RULE OF CONSTRUCTION.—Nothing in this sec-
23 tion shall be construed to provide any new authority or
24 to alter or otherwise affect the War Powers Resolution (50
25 U.S.C. 1541 et seq.), the Authorization for Use of Military

1 Force (Public Law 107–40; 50 U.S.C. 1541 note), or any
2 requirement under the National Security Act of 1947 (50
3 U.S.C. 3001 et seq.).”.

4 (2) CLERICAL AMENDMENT.—The table of sec-
5 tions at the beginning of such chapter is amended
6 by inserting after the item relating to section 130e
7 the following new item:

“130f. Congressional notification regarding sensitive military operations.”.

8 (b) EFFECTIVE DATE.—Section 130f of title 10,
9 United States Code, as added by subsection (a), shall
10 apply with respect to any sensitive military operation (as
11 defined in subsection (c) of such section) executed on or
12 after the date of the enactment of this Act.

13 (c) DEADLINE FOR SUBMITTAL OF PROCEDURES.—
14 The Secretary of Defense shall submit to the congressional
15 defense committees the procedures required under section
16 130f(b) of title 10, United States Code, as added by sub-
17 section (a), by not later than 60 days after the date of
18 the enactment of this Act.

19 **SEC. 1042. REPORT ON PROCESS FOR DETERMINING TAR-**
20 **GETS OF LETHAL OPERATIONS.**

21 Not later than 60 days after the date of the enact-
22 ment of this Act, the Secretary of Defense shall submit
23 to the congressional defense committees a report con-
24 taining an explanation of the legal and policy consider-
25 ations and approval processes used in determining whether

1 an individual or group of individuals could be the target
2 of a lethal operation or capture operation conducted by
3 the Armed Forces of the United States outside the United
4 States.

5 **SEC. 1043. COUNTERTERRORISM OPERATIONAL BRIEF-**
6 **INGS.**

7 (a) BRIEFINGS REQUIRED.—Chapter 23 of title 10,
8 United States Code, is amended by adding at the end the
9 following new section:

10 **“§ 492. Quarterly briefings: counterterrorism oper-**
11 **ations**

12 “(a) BRIEFINGS REQUIRED.—The Secretary of De-
13 fense shall provide to the congressional defense commit-
14 tees quarterly briefings outlining Department of Defense
15 counterterrorism operations and related activities.

16 “(b) ELEMENTS.—Each briefing under subsection
17 (a) shall include each of the following:

18 “(1) A global update on activity within each ge-
19 ographic combatant command.

20 “(2) An overview of authorities and legal issues
21 including limitations.

22 “(3) An outline of interagency activities and
23 initiatives.

24 “(4) Any other matters the Secretary considers
25 appropriate.”.

1 (b) CLERICAL AMENDMENT.—The table of sections
2 at the beginning of such chapter is amended by adding
3 at the end the following new item:

“492. Quarterly briefings: counterterrorism operations.”.

4 **Subtitle F—Nuclear Forces**

5 **SEC. 1051. PROHIBITION ON ELIMINATION OF THE NU-** 6 **CLEAR TRIAD.**

7 (a) PROHIBITION ON TRIAD REDUCTIONS.—None of
8 the funds authorized to be appropriated by this Act or
9 otherwise made available for fiscal year 2014 for the De-
10 partment of Defense may be obligated or expended to re-
11 duce, convert, or decommission any strategic delivery sys-
12 tem if such reduction, conversion, or decommissioning
13 would eliminate a leg of the nuclear triad.

14 (b) NUCLEAR TRIAD DEFINED.—The term “nuclear
15 triad” means the nuclear deterrent capabilities of the
16 United States composed of the following:

17 (1) Land-based intercontinental ballistic mis-
18 siles.

19 (2) Submarine-launched ballistic missiles and
20 associated ballistic missile submarines.

21 (3) Nuclear-certified strategic bombers.

22 **SEC. 1052. LIMITATION ON AVAILABILITY OF FUNDS FOR** 23 **REDUCTION OF NUCLEAR FORCES.**

24 (a) LIMITATION.—None of the funds authorized to
25 be appropriated by this Act or otherwise made available

1 for fiscal year 2014 for the Department of Defense or the
2 National Nuclear Security Administration may be obli-
3 gated or expended to carry out reductions to the nuclear
4 forces of the United States required by the New START
5 Treaty until—

6 (1) the Secretary of Defense submits to the ap-
7 propriate congressional committees the plan required
8 by section 1042(a) of the National Defense Author-
9 ization Act of Fiscal Year 2012 (Public Law 112–
10 81; 125 Stat. 1575); and

11 (2) the President certifies to the appropriate
12 congressional committees that any further reduc-
13 tions to such forces that result in such forces being
14 reduced below the level required by the New START
15 Treaty will be carried out only pursuant to—

16 (A) a treaty or international agreement
17 specifically approved with the advice and con-
18 sent of the Senate pursuant to Article II, sec-
19 tion 2, clause 2 of the Constitution; or

20 (B) an Act of Congress specifically author-
21 izing such reductions.

22 (b) EXCEPTION.—The limitation in subsection (a)
23 shall not apply to the following:

24 (1) Reductions made to ensure the safety, secu-
25 rity, reliability, and credibility of the nuclear weap-

1 ons stockpile and strategic delivery systems, includ-
2 ing activities related to surveillance, assessment, cer-
3 tification, testing, and maintenance of nuclear war-
4 heads and strategic delivery systems.

5 (2) Nuclear warheads that are retired or await-
6 ing dismantlement on the date of the enactment of
7 this Act.

8 (3) Inspections carried out pursuant to the New
9 START Treaty.

10 (c) DEFINITIONS.—In this section:

11 (1) The term “appropriate congressional com-
12 mittees” means the following:

13 (A) The congressional defense committees.

14 (B) The Committee on Foreign Affairs of
15 the House of Representatives and the Com-
16 mittee on Foreign Relations of the Senate.

17 (2) The term “New START Treaty” means the
18 Treaty between the United States of America and
19 the Russian Federation on Measures for the Further
20 Reduction and Limitation of Strategic Offensive
21 Arms, signed on April 8, 2010, and entered into
22 force on February 5, 2011.

1 **SEC. 1053. LIMITATION ON AVAILABILITY OF FUNDS FOR**
2 **REDUCTION OR CONSOLIDATION OF DUAL-**
3 **CAPABLE AIRCRAFT BASED IN EUROPE.**

4 (a) **LIMITATION.**—None of the funds authorized to
5 be appropriated by this Act or otherwise made available
6 for fiscal year 2014 for the Department of Defense may
7 be used to reduce or consolidate the basing of dual-capable
8 aircraft of the United States that are based in Europe
9 until a period of 90 days has elapsed after the date on
10 which the Secretary of Defense certifies to the congres-
11 sional defense committees that—

12 (1) the Russian Federation has carried out
13 similar reductions or consolidations with respect to
14 dual-capable aircraft of Russia;

15 (2) the Secretary has consulted with the mem-
16 ber states of the North Atlantic Treaty Organization
17 with respect to the planned reduction or consolida-
18 tion of the Secretary; and

19 (3) there is a consensus among such member
20 states in support of such planned reduction or con-
21 solidation.

22 (b) **DUAL-CAPABLE AIRCRAFT DEFINED.**—In this
23 section, the term “dual-capable aircraft” means aircraft
24 that can perform both conventional and nuclear missions.

1 **SEC. 1054. STATEMENT OF POLICY ON IMPLEMENTATION**
2 **OF ANY AGREEMENT FOR FURTHER ARMS**
3 **REDUCTION BELOW THE LEVELS OF THE**
4 **NEW START TREATY; LIMITATION ON RETIRE-**
5 **MENT OR DISMANTLEMENT OF STRATEGIC**
6 **DELIVERY SYSTEMS.**

7 (a) FINDING; STATEMENT OF POLICY.—

8 (1) FINDING.—Congress finds that it was the
9 Declaration of the United States Senate in its Reso-
10 lution of Advice and Consent to the New START
11 Treaty that “[t]he Senate declares that further arms
12 reduction agreements obligating the United States to
13 reduce or limit the Armed Forces or armaments of
14 the United States in any militarily significant man-
15 ner may be made only pursuant to the treaty-mak-
16 ing power of the President as set forth in Article II,
17 section 2, clause 2 of the Constitution of the United
18 States”.

19 (2) STATEMENT OF POLICY.—Congress reaf-
20 firms the Declaration described in paragraph (1)
21 and states that any agreement for further arms re-
22 duction below the levels of the New START Treaty,
23 including those that may seek to use the Treaty’s
24 verification regime, may only be made pursuant to
25 the treaty-making power of the President as set
26 forth in Article II, section 2, clause 2 of the Con-

1 stitution of the United States or by Act of Congress,
2 as set forth in the Arms Control and Disarmament
3 Act (22 U.S.C. 2551 et seq.).

4 (b) LIMITATION.—

5 (1) IN GENERAL.—None of the funds author-
6 ized to be appropriated by this Act or otherwise
7 made available for fiscal year 2014 or any fiscal year
8 thereafter for the Department of Defense may be
9 obligated or expended to retire, dismantle, or deacti-
10 vate, or prepare to retire, dismantle, or deactivate,
11 any covered strategic delivery vehicle if such action
12 reduces the number of covered strategic delivery ve-
13 hicles to less than the 800 required to implement the
14 New START Treaty.

15 (2) WAIVER.—In accordance with subsection
16 (c), the President may waive the limitation under
17 paragraph (1) with respect to a fiscal year if the
18 President submits to the appropriate congressional
19 committees written notification that—

20 (A) the Senate has given its advice and
21 consent to ratification of a nuclear arms reduc-
22 tion treaty with the Russian Federation that re-
23 quires Russia to significantly and proportionally
24 reduce its number of nonstrategic nuclear war-
25 heads, or an international agreement for such

1 purpose is entered into pursuant to an Act of
2 Congress as set forth in the Arms Control and
3 Disarmament Act (22 U.S.C. 2551 et seq.);

4 (B) such treaty or agreement has entered
5 into force; and

6 (C) such waiver is required during such
7 fiscal year to implement such treaty or agree-
8 ment.

9 (c) ADDITIONAL LIMITATIONS.—

10 (1) CERTAIN COMPLIANCE OF NUCLEAR ARMS
11 CONTROL AGREEMENTS.—If the President makes a
12 waiver under subsection (b)(2), none of the funds
13 authorized to be appropriated by this Act or other-
14 wise made available for fiscal year 2014 or any fiscal
15 year thereafter for the Department of Defense may
16 be obligated or expended to retire, dismantle, or de-
17 activate, or prepare to retire, dismantle, or deacti-
18 vate, any covered strategic delivery vehicle until 30
19 days elapses following the date on which the Presi-
20 dent submits to the appropriate congressional com-
21 mittees and the congressional intelligence commit-
22 tees written certification that the Russian Federa-
23 tion is in compliance with its nuclear arms control
24 agreements and obligations with the United States.

1 (2) CERTAIN INTELLIGENCE.—If the President
2 makes a waiver under subsection (b)(2), none of the
3 funds authorized to be appropriated by this Act or
4 otherwise made available for fiscal year 2014 or any
5 fiscal year thereafter for the Department of Defense
6 may be obligated or expended to retire, dismantle, or
7 deactivate, or prepare to retire, dismantle, or deacti-
8 vate, any covered strategic delivery vehicle in accord-
9 ance with a treaty or international agreement en-
10 tered into pursuant to an Act of Congress requiring
11 such actions unless the President submits to the ap-
12 propriate congressional committees and the congress-
13 sional intelligence committees written certification
14 that the intelligence community has high confidence
15 judgments with respect to—

16 (A) the nuclear weapons production capac-
17 ity of the People’s Republic of China;

18 (B) the nature, number, location, and
19 targetability of the nuclear weapons and stra-
20 tegic delivery systems of China; and

21 (C) the nuclear doctrine of China.

22 (d) EXCEPTION.—The limitations in subsection (b)
23 and (c) shall not apply to reductions made to ensure the
24 safety, security, reliability, and credibility of the nuclear
25 weapons stockpile and strategic delivery systems of the

1 United States, including activities related to surveillance,
2 assessment, certification, testing, and maintenance of nu-
3 clear warheads and strategic delivery system.

4 (e) DEFINITIONS.—In this section:

5 (1) The term “appropriate congressional com-
6 mittees” means the following:

7 (A) The congressional defense committees.

8 (B) The Committee on Foreign Affairs of
9 the House of Representatives and the Com-
10 mittee on Foreign Relations of the Senate.

11 (2) The term “congressional intelligence com-
12 mittees” means the following:

13 (A) The Permanent Select Committee on
14 Intelligence of the House of Representatives.

15 (B) The Select Committee on Intelligence
16 of the Senate.

17 (3) The term “covered strategic delivery vehi-
18 cle” means the following:

19 (A) B-52H bomber aircraft.

20 (B) B-2 Spirit bomber aircraft.

21 (C) Trident ballistic missile submarines.

22 (D) Trident II D5 submarine launched
23 ballistic missiles.

24 (E) Minuteman III intercontinental bal-
25 listic missiles.

1 (4) The term “New START Treaty” means the
2 Treaty between the United States of America and
3 the Russian Federation on Measures for the Further
4 Reduction and Limitation of Strategic Offensive
5 Arms, signed on April 8, 2010, and entered into
6 force on February 5, 2011.

7 **SEC. 1055. SENSE OF CONGRESS ON COMPLIANCE WITH NU-**
8 **CLEAR ARMS CONTROL AGREEMENTS.**

9 (a) FINDINGS.—Congress finds the following:

10 (1) President Obama stated in Prague in April
11 2009 that “Rules must be binding. Violations must
12 be punished. Words must mean something.”.

13 (2) President Obama’s Nuclear Posture Review
14 of 2010 stated, “it is not enough to detect non-com-
15 pliance; violators must know that they will face con-
16 sequences when they are caught.”.

17 (3) The July 2010 Verifiability Assessment re-
18 leased by the Department of State on the New
19 START Treaty stated, “The costs and risks of Rus-
20 sian cheating or breakout, on the other hand, would
21 likely be very significant. In addition to the financial
22 and international political costs of such an action,
23 any Russian leader considering cheating or breakout
24 from the New START Treaty would have to con-
25 sider that the United States will retain the ability to

1 upload large numbers of additional nuclear warheads
2 on both bombers and missiles under the New
3 START, which would provide the ability for a timely
4 and very significant U.S. response.”.

5 (4) Subsection (a) of the Resolution of Advice
6 and Consent to Ratification of the New START
7 Treaty of the Senate, agreed to on December 22,
8 2010, listed conditions of the Senate to the ratifica-
9 tion of the New START Treaty that are binding
10 upon the President, including the condition under
11 paragraph (1)(B) of such subsection that requires
12 the President to take certain actions in response to
13 actions by the Russian Federation that are in viola-
14 tion of or inconsistent with such treaty, including to
15 “seek on an urgent basis a meeting with the Russian
16 Federation at the highest diplomatic level with the
17 objective of bringing the Russian Federation into
18 full compliance with its obligations under the New
19 START Treaty”.

20 (5) The Obama Administration demonstrated
21 that violations of treaty obligations by other parties
22 require corresponding action by the United States
23 when, on November 22, 2011, the Department of
24 State announced that the United States would
25 “cease carrying out certain obligations under the

1 Conventional Armed Forces in Europe (CFE) Trea-
2 ty with regard to Russia. This announcement in the
3 CFE Treaty’s implementation group comes after the
4 United States and NATO Allies have tried over the
5 past 4 years to find a diplomatic solution following
6 Russia’s decision in 2007 to cease implementation
7 with respect to all other 29 CFE States. Since then,
8 Russia has refused to accept inspections and ceased
9 to provide information to other CFE Treaty parties
10 on its military forces as required by the Treaty.”.

11 (6) On October 17, 2012, the Chairman of the
12 Committee on Armed Services of the House of Rep-
13 resentatives and the Chairman of the Permanent Se-
14 lect Committee on Intelligence of the House of Rep-
15 resentatives wrote a classified letter to the President
16 stating their concerns about a major arms control
17 violation by the Russian Federation.

18 (7) The Chairmen followed up their classified
19 letter with unclassified letters on February 14 and
20 April 12, 2013—in their latest letter, the Chairmen
21 stated that they expect the Administration to “di-
22 rectly confront the Russian violations and cir-
23 cumventions of this and other treaties. . .[we] fur-
24 ther ask, again, for your engagement in correcting
25 this behavior. We also seek your commitment not to

1 undertake further reductions to the U.S. nuclear de-
2 terrent or extended deterrent until this Russian be-
3 havior is corrected. We are in full agreement with
4 your policy as you articulated it in Prague four
5 years ago this month, ‘rules must be binding, Viola-
6 tions must be punished. Words must mean some-
7 thing.’”.

8 (b) SENSE OF CONGRESS.—It is the sense of Con-
9 gress that the President should consider not seeking to
10 further limit or reduce the nuclear forces of the United
11 States, including by negotiation, with a foreign country
12 that remains in active noncompliance with existing nuclear
13 arms obligations, such as the Russian Federation.

14 (c) OBLIGATIONS OF THE PRESIDENT IN THE EVENT
15 OF NONCOMPLIANCE.—If the President determines that
16 a foreign country is not in compliance with its obligations
17 under a nuclear arms control agreement, treaty, or com-
18 mitment to which the United States is a party or in which
19 the United States is a participating government, including
20 the Missile Technology Control Regime, the President
21 shall—

22 (1) immediately consult with Congress regard-
23 ing the implications of such noncompliance for—

24 (A) the viability of such agreement, treaty,
25 or commitment; and

1 (B) the national security interests of the
2 United States and the allies of the United
3 States;

4 (2) submit to Congress a plan concerning the
5 diplomatic strategy of the President to engage such
6 foreign country at the highest diplomatic level with
7 the objective of bringing such country into full com-
8 pliance with such obligations; and

9 (3) at the earliest date practicable following the
10 submission of the plan under paragraph (2), submit
11 to Congress a report detailing—

12 (A) whether adherence by the United
13 States to such obligation remains in the na-
14 tional security interests of the United States or
15 the allies of the United States; and

16 (B) how the United States will redress the
17 effect of such noncompliance to the national se-
18 curity interests of the United States or such al-
19 lies.

20 **SEC. 1056. RETENTION OF CAPABILITY TO REDEPLOY MUL-**
21 **TIPLE INDEPENDENTLY TARGETABLE RE-**
22 **ENTRY VEHICLES.**

23 (a) DEPLOYMENT CAPABILITY.—The Secretary of
24 the Air Force shall ensure that the Air Force is capable
25 of—

1 (1) deploying multiple independently targetable
2 reentry vehicles to Minuteman III intercontinental
3 ballistic missiles, and any ground-based strategic de-
4 terrent follow-on to such missiles; and

5 (2) commencing such deployment not later than
6 270 days after the date on which the President de-
7 termines such deployment necessary.

8 (b) WARHEAD CAPABILITY.—The Nuclear Weapons
9 Council established by section 179 of title 10, United
10 States Code, shall ensure that—

11 (1) the nuclear weapons stockpile contains a
12 sufficient number of nuclear warheads that are capa-
13 ble of being deployed as multiple independently tar-
14 getable reentry vehicles with respect to Minuteman
15 III intercontinental ballistic missiles, and any
16 ground-based strategic deterrent follow-on to such
17 missiles; and

18 (2) such deployment is capable of being com-
19 menced not later than 270 days after the date on
20 which the President determines such deployment
21 necessary.

1 **SEC. 1057. ASSESSMENT OF NUCLEAR WEAPONS PROGRAM**
2 **OF THE PEOPLE'S REPUBLIC OF CHINA.**

3 Section 1045(b) of the National Defense Authoriza-
4 tion Act for Fiscal Year 2013 (Public Law 112–239; 126
5 Stat. 1933) is amended—

6 (1) in paragraph (4), by striking “August 15,
7 2013” and inserting “August 15, 2014”; and

8 (2) by adding at the end the following new
9 paragraph:

10 “(5) LIMITATION.—Of the funds authorized to
11 be appropriated by the National Defense Authoriza-
12 tion Act for Fiscal Year 2014 or otherwise made
13 available for fiscal year 2014 for the Office of the
14 Secretary of Defense for travel, not more than 75
15 percent may be obligated or expended until a period
16 of 30 days has elapsed following the date on which
17 the Secretary of Defense notifies the appropriate
18 congressional committees that the Secretary has en-
19 tered into an agreement under paragraph (1) with a
20 federally funded research and development center.”.

21 **SEC. 1058. COST ESTIMATES FOR NUCLEAR WEAPONS.**

22 Section 1043(a) of the National Defense Authoriza-
23 tion Act for Fiscal Year 2012 (Public Law 112–81; 125
24 Stat. 1576), as amended by section 1041 of the National
25 Defense Authorization Act for Fiscal Year 2013 (Public
26 Law 112–239; 126 Stat. 1931), is amended—

1 (1) in paragraph (2)(F), by inserting “per-
2 sonnel,” after “maintenance,”; and

3 (2) in paragraph (3), by inserting before the pe-
4 riod at the end the following: “, including how and
5 which locations were counted”.

6 **SEC. 1059. REPORT ON NEW START TREATY.**

7 Not later than January 15, 2014, the Secretary of
8 Defense and the Chairman of the Joint Chiefs of Staff
9 shall jointly submit to the congressional defense commit-
10 tees, the Committee on Foreign Affairs of the House of
11 Representatives, and the Committee on Foreign Relations
12 of the Senate a report on whether the New START Treaty
13 (as defined in section 494(a)(2)(D)(ii) of title 10, United
14 States Code) is in the national security interests of the
15 United States.

16 **Subtitle G—Miscellaneous**
17 **Authorities and Limitations**

18 **SEC. 1061. ENHANCEMENT OF CAPACITY OF THE UNITED**
19 **STATES GOVERNMENT TO ANALYZE CAP-**
20 **TURED RECORDS.**

21 (a) IN GENERAL.—Chapter 21 of title 10, United
22 States Code, is amended by inserting after section 426 the
23 following new section:

1 **“§ 427. Conflict Records Research Center**

2 “(a) CENTER AUTHORIZED.—The Secretary of De-
3 fense may establish a center to be known as the ‘Conflict
4 Records Research Center’ (in this section referred to as
5 the ‘Center’).

6 “(b) PURPOSES.—The purposes of the Center shall
7 be the following:

8 “(1) To establish a digital research database in-
9 cluding translations and to facilitate research and
10 analysis of records captured from countries, organi-
11 zations, and individuals, now or once hostile to the
12 United States, with rigid adherence to academic
13 freedom and integrity.

14 “(2) Consistent with the protection of national
15 security information, personally identifiable informa-
16 tion, and intelligence sources and methods, to make
17 a significant portion of these records available to re-
18 searchers as quickly and responsibly as possible
19 while taking into account the integrity of the aca-
20 demic process and risks to innocents or third par-
21 ties.

22 “(3) To conduct and disseminate research and
23 analysis to increase the understanding of factors re-
24 lated to international relations, counterterrorism,
25 and conventional and unconventional warfare and,
26 ultimately, enhance national security.

1 “(4) To collaborate with members of academic
2 and broad national security communities, both do-
3 mestic and international, on research, conferences,
4 seminars, and other information exchanges to iden-
5 tify topics of importance for the leadership of the
6 United States Government and the scholarly commu-
7 nity.

8 “(c) CONCURRENCE OF THE DIRECTOR OF NA-
9 TIONAL INTELLIGENCE.—The Secretary of Defense shall
10 seek the concurrence of the Director of National Intel-
11 ligence to the extent the efforts and activities of the Center
12 involve the entities referred to in subsection (b)(4).

13 “(d) SUPPORT FROM OTHER UNITED STATES GOV-
14 ERNMENT DEPARTMENTS OR AGENCIES.—The head of
15 any non-Department of Defense department or agency of
16 the United States Government may—

17 “(1) provide to the Secretary of Defense serv-
18 ices, including personnel support, to support the op-
19 erations of the Center; and

20 “(2) transfer funds to the Secretary of Defense
21 to support the operations of the Center.

22 “(e) ACCEPTANCE OF GIFTS AND DONATIONS.—(1)
23 Subject to paragraph (3), the Secretary of Defense may
24 accept from any source specified in paragraph (2) any gift

1 or donation for purposes of defraying the costs or enhance-
2 ing the operations of the Center.

3 “(2) The sources specified in this paragraph are the
4 following:

5 “(A) The government of a State or a political
6 subdivision of a State.

7 “(B) The government of a foreign country.

8 “(C) A foundation or other charitable organiza-
9 tion, including a foundation or charitable organiza-
10 tion that is organized or operates under the laws of
11 a foreign country.

12 “(D) Any source in the private sector of the
13 United States or a foreign country.

14 “(3) The Secretary may not accept a gift or donation
15 under this subsection if acceptance of the gift or donation
16 would compromise or appear to compromise—

17 “(A) the ability of the Department of Defense,
18 any employee of the Department, or any member of
19 the armed forces to carry out the responsibility or
20 duty of the Department in a fair and objective man-
21 ner; or

22 “(B) the integrity of any program of the De-
23 partment or of any person involved in such a pro-
24 gram.

1 “(4) The Secretary shall provide written guidance
2 setting forth the criteria to be used in determining the
3 applicability of paragraph (3) to any proposed gift or do-
4 nation under this subsection.

5 “(f) CREDITING OF FUNDS TRANSFERRED OR AC-
6 CEPTED.—Funds transferred to or accepted by the Sec-
7 retary of Defense under this section shall be credited to
8 appropriations available to the Department of Defense for
9 the Center, and shall be available for the same purposes,
10 and subject to the same conditions and limitations, as the
11 appropriations with which merged. Any funds so trans-
12 ferred or accepted shall remain available until expended.

13 “(g) DEFINITIONS.—In this section:

14 “(1) The term ‘captured record’ means a docu-
15 ment, audio file, video file, or other material cap-
16 tured during combat operations from countries, or-
17 ganizations, or individuals, now or once hostile to
18 the United States.

19 “(2) The term ‘gift or donation’ means any gift
20 or donation of funds, materials (including research
21 materials), real or personal property, or services (in-
22 cluding lecture services and faculty services).”.

23 “(b) CLERICAL AMENDMENT.—The table of sections
24 at the beginning of subchapter I of such chapter is amend-

1 ed by inserting after the item relating to section 426 the
2 following new item:

“427. Conflict Records Research Center.”.

3 **SEC. 1062. EXTENSION OF AUTHORITY TO PROVIDE MILI-**
4 **TARY TRANSPORTATION SERVICES TO CER-**
5 **TAIN OTHER AGENCIES AT THE DEPART-**
6 **MENT OF DEFENSE REIMBURSEMENT RATE.**

7 (a) IN GENERAL.—Section 2642(a) of title 10,
8 United States Code, is amended—

9 (1) by striking “airlift” each place it appears
10 and inserting “transportation”; and

11 (2) in paragraph (3)—

12 (A) by striking “October 28, 2014” and
13 inserting “September 30, 2019”;

14 (B) by inserting and “military transpor-
15 tation services provided in support of foreign
16 military sales” after “Department of Defense”;
17 and

18 (C) by striking “air industry” and insert-
19 ing “transportation industry”.

20 (b) TECHNICAL AMENDMENT.—The heading for such
21 section is amended by striking “**Airlift**” and inserting
22 “**Transportation**”.

23 (c) CLERICAL AMENDMENT.—The table of sections
24 at the beginning of chapter 157 of such title is amended

1 by striking the item relating to section 2642 and inserting
2 the following new item:

“2642. Transportation services provided to certain other agencies: use of Department of Defense reimbursement rates.”.

3 **SEC. 1063. LIMITATION ON AVAILABILITY OF FUNDS FOR**
4 **MODIFICATION OF FORCE STRUCTURE OF**
5 **THE ARMY.**

6 None of the funds authorized to be appropriated by
7 this Act or otherwise made available for fiscal year 2014
8 for the Department of the Army may be used to modify
9 the force structure or basing strategy of the Army until
10 the Secretary of the Army—

11 (1) submits to Congress the report on force
12 structure required by section 1066 of the National
13 Defense Authorization Act for Fiscal Year 2013
14 (Public Law 112–239; 126 Stat. 1943); and

15 (2) provides to the congressional defense com-
16 mittees a briefing on the most recent force mix anal-
17 ysis conducted by the Secretary, including—

18 (A) the assumptions and scenarios used to
19 determine the type and mix of Brigade Combat
20 Teams;

21 (B) the rationale for the recommended
22 force mix; and

23 (C) the risks involved with the rec-
24 ommended force mix.

1 **SEC. 1064. LIMITATION ON USE OF FUNDS FOR PUBLIC-PRIV-**
2 **VATE COOPERATION ACTIVITIES.**

3 No amounts authorized to be appropriated or other-
4 wise made available to the Department of Defense by this
5 Act or any other Act may be obligated or expended on
6 any public-private cooperation activity undertaken by a
7 combatant command until the Secretary of Defense sub-
8 mits to the Committee on Armed Services of the Senate
9 and the Committee on Armed Services of the House of
10 Representatives the report on the conclusions of the De-
11 fense Business Board that the Secretary was directed to
12 provide under the Report of the Committee on Armed
13 Services to accompany H.R. 4310 of the 112th Congress
14 (House Report 112-479).

15 **SEC. 1065. UNMANNED AIRCRAFT JOINT TRAINING AND**
16 **USAGE PLAN.**

17 (a) METHODS.—The Secretary of Defense, the Sec-
18 retary of Homeland Security, and the Administrator of the
19 Federal Aviation Administration jointly shall develop and
20 implement plans and procedures to review the potential
21 of joint testing and evaluation of unmanned aircraft equip-
22 ment and systems with other appropriate departments and
23 agencies of the Federal Government that may serve the
24 dual purpose of providing capabilities to the Department
25 of Defense to meet the future requirements of combatant

1 commanders and domestically to strengthen international
2 border security.

3 (b) REPORT.—Not later than 270 days after date of
4 the enactment of this Act, the Secretary of Defense, the
5 Secretary of Homeland Security, and the Administrator
6 of the Federal Aviation Administration shall jointly submit
7 to Congress a report on the status of the development of
8 the plans and procedures required under subsection (a),
9 including a cost benefit analysis of the shared expenses
10 between the Department of Defense and other appropriate
11 departments and agencies of the Federal Government to
12 support such plans.

13 **Subtitle H—Studies and Reports**

14 **SEC. 1071. OVERSIGHT OF COMBAT SUPPORT AGENCIES.**

15 Section 193(a)(1) of title 10, United States Code, is
16 amended in the matter preceding subparagraph (A) by in-
17 serting “and the congressional defense committees” after
18 “the Secretary of Defense”.

19 **SEC. 1072. INCLUSION IN ANNUAL REPORT OF DESCRIP-** 20 **TION OF INTERAGENCY COORDINATION RE-** 21 **LATING TO HUMANITARIAN DEMINING TECH-** 22 **NOLOGY.**

23 Section 407(d) of title 10, United States Code, is
24 amended—

1 (1) in paragraph (3), by striking “and” at the
2 end;

3 (2) in paragraph (4), by striking the period and
4 inserting “; and”; and

5 (3) by adding at the end the following new
6 paragraph:

7 “(5) a description of interagency efforts to co-
8 ordinate and improve research, development, test,
9 and evaluation for humanitarian demining tech-
10 nology and mechanical clearance methods, including
11 the transfer of relevant counter-improvised explosive
12 device technology with potential humanitarian
13 demining applications.”.

14 **SEC. 1073. EXTENSION OF DEADLINE FOR COMPTROLLER**
15 **GENERAL REPORT ON ASSIGNMENT OF CI-**
16 **VILIAN EMPLOYEES OF THE DEPARTMENT OF**
17 **DEFENSE AS ADVISORS TO FOREIGN MIN-**
18 **ISTRIES OF DEFENSE.**

19 Section 1081(d) of the National Defense Authoriza-
20 tion Act for Fiscal Year 2012 (Public Law. 112–81; 125
21 Stat. 1599; 10 U.S.C. 168 note) is amended by striking
22 “December 30, 2013” and inserting “December 30,
23 2014”.

1 **SEC. 1074. REPEAL OF REQUIREMENT FOR COMPTROLLER**
2 **GENERAL ASSESSMENT OF DEPARTMENT OF**
3 **DEFENSE EFFICIENCIES.**

4 Section 1054 of the National Defense Authorization
5 Act for Fiscal Year 2012 (Public Law 112–81; 125 Stat.
6 1582) is repealed.

7 **SEC. 1075. MATTERS FOR INCLUSION IN THE ASSESSMENT**
8 **OF THE 2013 QUADRENNIAL DEFENSE RE-**
9 **VIEW.**

10 (a) IN GENERAL.—For purposes of conducting the
11 assessment of the 2013 quadrennial defense review under
12 section 118 of title 10, United States Code, the National
13 Defense Panel established under subsection (f) of such
14 section (hereinafter in this section referred to as the
15 “Panel”) shall—

16 (1) conduct an assessment of the recommenda-
17 tion included in the assessment of the 2009 quad-
18 rennial defense review under such section regarding
19 the establishment of a standing, independent stra-
20 tegic review panel;

21 (2) include in the report required by paragraph
22 (7) of such subsection the recommendations of the
23 Panel regarding the establishment of such a stand-
24 ing panel; and

25 (3) take into consideration the Strategic
26 Choices and Management Review directed by the

1 Secretary of Defense during 2013, particularly in
2 carrying out the responsibilities of the Panel under
3 clauses (i), (ii), and (v) of paragraph (5) of such
4 subsection.

5 (b) UPDATES FROM SECRETARY OF DEFENSE.—In
6 providing updates to the panel regarding the 2013 quad-
7 rennial defense review under paragraph (8) of such sub-
8 section, or providing information requested by the panel
9 pursuant to paragraph (9)(A) of such subsection, the Sec-
10 retary of Defense or head of the department or agency,
11 as appropriate, shall also provide information related to
12 the Strategic Choices and Management Review.

13 **SEC. 1076. REVIEW AND ASSESSMENT OF UNITED STATES**
14 **SPECIAL OPERATIONS FORCES AND UNITED**
15 **STATES SPECIAL OPERATIONS COMMAND.**

16 (a) IN GENERAL.—The Secretary of Defense shall
17 conduct a review of the United States Special Operations
18 Forces organization, capabilities, and structure.

19 (b) REPORT.—Not later than the date on which the
20 budget of the President is submitted to Congress under
21 section 1105(a) of title 31, United States Code, for fiscal
22 year 2015, the Secretary of Defense shall submit to the
23 congressional defense committees a report on the review
24 conducted under subsection (a). Such report shall include
25 an analysis of each of the following:

1 (1) The organizational structure of the United
2 States Special Operations Command and each subor-
3 dinate component, as in effect as of the date of the
4 enactment of this Act.

5 (2) The policy and civilian oversight structures
6 for Special Operations Forces within the Depart-
7 ment of Defense, as in effect as of the date of the
8 enactment of this Act, including the statutory struc-
9 tures and responsibilities of the Office of the Sec-
10 retary of Defense for Special Operations and Low
11 Intensity Conflict within the Department.

12 (3) The roles and responsibilities of United
13 States Special Operations Command and Special
14 Operations Forces under section 167 of title 10,
15 United States Code.

16 (4) Current and future special operations pecu-
17 liar requirements of the commanders of the geo-
18 graphic combatant commands, Theater Special Op-
19 erations Commands, and command relationships be-
20 tween United States Special Operations Command
21 and the geographic combatant commands.

22 (5) The funding authorities, uses, and oversight
23 mechanisms of Major Force Program–11.

24 (6) Changes to structure, authorities, oversight
25 mechanisms, Major Force Program–11 funding,

1 roles, and responsibilities assumed in the 2014
2 Quadrennial Defense Review.

3 (7) Any other matters the Secretary of Defense
4 determines are appropriate to ensure a comprehen-
5 sive review and assessment.

6 (c) IN GENERAL.—Not later than 60 days after the
7 date on which the report required by subsection (b) is sub-
8 mitted, the Comptroller General of the United States shall
9 submit to the congressional defense committees a review
10 of the report. Such review shall include an assessment of
11 United States Special Operations Forces organization, ca-
12 pabilities, and force structure with respect to conventional
13 force structures and national military strategies.

14 **SEC. 1077. REPORTS ON UNMANNED AIRCRAFT SYSTEMS.**

15 (a) REPORT ON COLLABORATION, DEMONSTRATION,
16 AND USE CASES AND DATA SHARING.—Not later than 90
17 days after the date of the enactment of this Act, the Sec-
18 retary of Defense, the Secretary of Transportation, the
19 Administrator of the Federal Aviation Administration,
20 and the Administrator of the National Aeronautics and
21 Space Administration, on behalf of the UAS Executive
22 Committee, shall submit jointly to the appropriate com-
23 mittees of Congress a report setting forth the following:

1 (1) The collaboration, demonstrations, and ini-
2 tial fielding of unmanned aircraft systems at test
3 sites within and outside of restricted airspace.

4 (2) The progress being made to develop public
5 and civil sense-and-avoid and command-and-control
6 technology.

7 (3) An assessment on the sharing of oper-
8 ational, programmatic, and research data relating to
9 unmanned aircraft systems operations by the Fed-
10 eral Aviation Administration, the Department of De-
11 fense, and the National Aeronautics and Space Ad-
12 ministration to help the Federal Aviation Adminis-
13 tration establish civil unmanned aircraft systems
14 certification standards, pilot certification and licens-
15 ing, and air traffic control procedures, including
16 identifying the locations selected to collect, analyze,
17 and store the data.

18 (b) REPORT ON RESOURCE REQUIREMENTS NEEDED
19 FOR UNMANNED AIRCRAFT SYSTEMS DESCRIBED IN THE
20 FIVE-YEAR ROADMAP.—Not later than 90 days after the
21 date of the enactment of this Act, the Secretary of De-
22 fense, on behalf of the UAS Executive Committee, shall
23 submit to the appropriate committees of Congress a report
24 setting forth the resource requirements needed to meet the
25 milestones for unmanned aircraft systems integration de-

1 scribed in the five-year roadmap under section 332(a)(5)
2 of the FAA Modernization and Reform Act (Public Law
3 112–95; 49 U.S.C. 40101 note).

4 (c) DEFINITIONS.—In this section:

5 (1) The term “appropriate committees of Con-
6 gress” means—

7 (A) the Committee on Armed Services, the
8 Committee on Commerce, Science and Trans-
9 portation, and the Committee on Appropria-
10 tions of the Senate; and

11 (B) the Committee on Armed Services, the
12 Committee on Transportation and Infrastruc-
13 ture, the Committee on Science, Space, and
14 Technology, and the Committee on Appropria-
15 tions of the House of Representatives.

16 (2) The term “UAS Executive Committee”
17 means the Department of Defense–Federal Aviation
18 Administration executive committee described in sec-
19 tion 1036(b) of the Duncan Hunter National De-
20 fense Authorization Act for Fiscal Year 2009 (Pub-
21 lic Law 110–417; 122 Stat. 4596) established by the
22 Secretary of Defense and the Administrator of the
23 Federal Aviation Administration.

1 **SEC. 1078. ONLINE AVAILABILITY OF REPORTS SUBMITTED**
2 **TO CONGRESS.**

3 (a) IN GENERAL.—Subsection (a)(1) of section 122a
4 of title 10, United States Code, is amended to read as
5 follows:

6 “(1) made available on a publicly accessible
7 Internet website of the Department of Defense;
8 and”.

9 (b) EFFECTIVE DATE.—The amendment made by
10 subsection (a) shall apply with respect to reports sub-
11 mitted to Congress after the date of the enactment of this
12 Act.

13 **SEC. 1079. PROVISION OF DEFENSE PLANNING GUIDANCE**
14 **AND CONTINGENCY OPERATION PLAN INFOR-**
15 **MATION TO CONGRESS.**

16 (a) IN GENERAL.—Section 113(g) of title 10, United
17 States Code is amended by adding at the end, the fol-
18 lowing new paragraph:

19 “(3) At the time of the budget submission by the
20 President for a fiscal year, the Secretary of Defense shall
21 submit to the congressional defense committees an annual
22 report containing summaries of the guidance developed
23 under paragraphs (1) and (2), as well as summaries of
24 any plans developed in accordance with the guidance de-
25 veloped under paragraph (2). Such summaries shall be
26 sufficient to allow the congressional defense committees to

1 evaluate fully the requirements for military forces, acquisi-
2 tion programs, and operations and maintenance funding
3 in the President's annual budget request for the Depart-
4 ment of Defense.”.

5 (b) REPORT REQUIRED.—Notwithstanding the re-
6 quirement under paragraph (3) of section 113(g) of title
7 10, United States Code, as added by subsection (a), that
8 the Secretary of Defense submit reports under that para-
9 graph at the time of the President's annual budget sub-
10 mission, the Secretary shall submit to the congressional
11 defense committees the first report required under that
12 paragraph by not later than 120 days after the date of
13 the enactment of this Act.

14 (c) LIMITATION ON OBLIGATION OF FUNDS PENDING
15 REPORT.—Of the funds authorized to be appropriated by
16 this Act for Operation and Maintenance, Defense-wide, for
17 the office of the Secretary of Defense, not more than 75
18 percent may be obligated or expended before the date that
19 is 15 days after the date on which the Secretary submits
20 the report described in subsection (b).

21 **SEC. 1080. REPORT ON UNITED STATES CITIZENS SUBJECT**
22 **TO MILITARY DETENTION.**

23 (a) REPORT REQUIRED.—The Secretary of Defense
24 shall submit to Congress an annual report on United
25 States citizens subject to military detention. Such report

1 shall include, for the period covered by the report, each
2 of the following:

3 (1) The name of each United States citizen
4 subject to military detention during such period.

5 (2) The legal justification for such detention of
6 such citizen.

7 (3) The steps taken to provide judicial process
8 for or to release each such citizen.

9 (b) FORM OF REPORT.—The report required by sub-
10 section (a) shall be in unclassified form but may contain
11 a classified annex.

12 (c) AVAILABILITY OF REPORT.—The report sub-
13 mitted under subsection (a) shall be made available to all
14 members of Congress.

15 (d) SAVINGS CLAUSE.—Nothing in this section shall
16 be construed to authorize or express approval for sub-
17 jecting United States citizens to military detention.

18 **SEC. 1080A. REPORT ON IMPLEMENTATION OF THE REC-**
19 **COMMENDATIONS OF THE PALOMARES NU-**
20 **CLEAR WEAPONS ACCIDENT REVISED DOSE**
21 **EVALUATION REPORT.**

22 Not later than 180 days after the date of the enact-
23 ment of this Act, the Secretary of the Air Force shall sub-
24 mit to the Committees on Armed Services of the Senate
25 and the House of Representatives a report on the imple-

1 mentation of the recommendations of the Palomares Nu-
2 clear Weapons Accident Revised Dose Evaluation Report
3 released in April by the Air Force in 2001.

4 **SEC. 1080B. REPORT ON LONG-TERM COSTS OF OPERATION**
5 **IRAQI FREEDOM AND OPERATION ENDURING**
6 **FREEDOM.**

7 (a) REPORT REQUIREMENT.—Not later than 90 days
8 after the date of the enactment of this Act, the President,
9 with contributions from the Secretary of Defense, the Sec-
10 retary of State, and the Secretary of Veterans Affairs,
11 shall submit to Congress a report containing an estimate
12 of previous costs of Operation New Dawn (the successor
13 contingency operation to Operation Iraqi Freedom) and
14 the long-term costs of Operation Enduring Freedom for
15 a scenario, determined by the President and based on cur-
16 rent contingency operation and withdrawal plans, that
17 takes into account expected force levels and the expected
18 length of time that members of the Armed Forces will be
19 deployed in support of Operation Enduring Freedom.

20 (b) ESTIMATES TO BE USED IN PREPARATION OF
21 REPORT.—In preparing the report required by subsection
22 (a), the President shall make estimates and projections
23 through at least fiscal year 2023, adjust any dollar
24 amounts appropriately for inflation, and take into account
25 and specify each of the following:

1 (1) The total number of members of the Armed
2 Forces expected to be deployed in support of Oper-
3 ation Enduring Freedom, including—

4 (A) the number of members of the Armed
5 Forces actually deployed in Southwest Asia in
6 support of Operation Enduring Freedom;

7 (B) the number of members of reserve
8 components of the Armed Forces called or or-
9 dered to active duty in the United States for
10 the purpose of training for eventual deployment
11 in Southwest Asia, backfilling for deployed
12 troops, or supporting other Department of De-
13 fense missions directly or indirectly related to
14 Operation Enduring Freedom; and

15 (C) the break-down of deployments of
16 members of the regular and reserve components
17 and activation of members of the reserve com-
18 ponents.

19 (2) The number of members of the Armed
20 Forces, including members of the reserve compo-
21 nents, who have previously served in support of Op-
22 eration Iraqi Freedom, Operation New Dawn, or Op-
23 eration Enduring Freedom and who are expected to
24 serve multiple deployments.

1 (3) The number of contractors and private mili-
2 tary security firms that have been used and are ex-
3 pected to be used during the course of Operation
4 Iraqi Freedom, Operation New Dawn, and Oper-
5 ation Enduring Freedom.

6 (4) The number of veterans currently suffering
7 and expected to suffer from post-traumatic stress
8 disorder, traumatic brain injury, or other mental in-
9 juries.

10 (5) The number of veterans currently in need of
11 and expected to be in need of prosthetic care and
12 treatment because of amputations incurred during
13 service in support of Operation Iraqi Freedom, Op-
14 eration New Dawn, or Operation Enduring Free-
15 dom.

16 (6) The current number of pending Department
17 of Veterans Affairs claims from veterans of military
18 service in Iraq and Afghanistan, and the total num-
19 ber of such veterans expected to seek disability com-
20 pensation from the Department of Veterans Affairs.

21 (7) The total number of members of the Armed
22 Forces who have been killed or wounded in Iraq or
23 Afghanistan, including noncombat casualties, the
24 total number of members expected to suffer injuries
25 in Afghanistan, and the total number of members

1 expected to be killed in Afghanistan, including non-
2 combat casualties.

3 (8) The amount of funds previously appro-
4 priated for the Department of Defense, the Depart-
5 ment of State, and the Department of Veterans Af-
6 fairs for costs related to Operation Iraqi Freedom,
7 Operation New Dawn, and Operation Enduring
8 Freedom, including an account of the amount of
9 funding from regular Department of Defense, De-
10 partment of State, and Department of Veterans Af-
11 fairs budgets that has gone and will go to costs asso-
12 ciated with such operations.

13 (9) Previous, current, and future operational
14 expenditures associated with Operation Enduring
15 Freedom and, when applicable, Operation Iraqi
16 Freedom and Operation New Dawn, including—

17 (A) funding for combat operations;

18 (B) deploying, transporting, feeding, and
19 housing members of the Armed Forces (includ-
20 ing fuel costs);

21 (C) activation and deployment of members
22 of the reserve components of the Armed Forces;

23 (D) equipping and training of Iraqi and
24 Afghani forces;

1 (E) purchasing, upgrading, and repairing
2 weapons, munitions, and other equipment con-
3 sumed or used in Operation Iraqi Freedom, Op-
4 eration New Dawn, or Operation Enduring
5 Freedom; and

6 (F) payments to other countries for
7 logistical assistance in support of such oper-
8 ations.

9 (10) Past, current, and future costs of entering
10 into contracts with private military security firms
11 and other contractors for the provision of goods and
12 services associated with Operation Iraqi Freedom,
13 Operation New Dawn, and Operation Enduring
14 Freedom.

15 (11) Average annual cost for each member of
16 the Armed Forces deployed in support of Operation
17 Enduring Freedom, including room and board,
18 equipment and body armor, transportation of troops
19 and equipment (including fuel costs), and oper-
20 ational costs.

21 (12) Current and future cost of combat-related
22 special pays and benefits, including reenlistment bo-
23 nuses.

1 (13) Current and future cost of calling or or-
2 dering members of the reserve components to active
3 duty in support of Operation Enduring Freedom.

4 (14) Current and future cost for reconstruction,
5 embassy operations and construction, and foreign
6 aid programs for Iraq and Afghanistan.

7 (15) Current and future cost of bases and other
8 infrastructure to support members of the Armed
9 Forces serving in Afghanistan.

10 (16) Current and future cost of providing
11 health care for veterans who served in support of
12 Operation Iraqi Freedom, Operation New Dawn, or
13 Operation Enduring Freedom, including—

14 (A) the cost of mental health treatment for
15 veterans suffering from post-traumatic stress
16 disorder and traumatic brain injury, and other
17 mental problems as a result of such service; and

18 (B) the cost of lifetime prosthetics care
19 and treatment for veterans suffering from am-
20 putations as a result of such service.

21 (17) Current and future cost of providing De-
22 partment of Veterans Affairs disability benefits for
23 the lifetime of veterans who incur disabilities while
24 serving in support of Operation Iraqi Freedom, Op-

1 eration New Dawn, or Operation Enduring Free-
2 dom.

3 (18) Current and future cost of providing sur-
4 vivors' benefits to survivors of members of the
5 Armed Forces killed while serving in support of Op-
6 eration Iraqi Freedom, Operation New Dawn, or Op-
7 eration Enduring Freedom.

8 (19) Cost of bringing members of the Armed
9 Forces and equipment back to the United States
10 upon the conclusion of Operation Enduring Free-
11 dom, including the cost of demobilization, transpor-
12 tation costs (including fuel costs), providing transi-
13 tion services for members of the Armed Forces
14 transitioning from active duty to veteran status,
15 transporting equipment, weapons, and munitions
16 (including fuel costs), and an estimate of the value
17 of equipment that will be left behind.

18 (20) Cost to restore the military and military
19 equipment, including the equipment of the reserve
20 components, to full strength after the conclusion of
21 Operation Enduring Freedom.

22 (21) Amount of money borrowed to pay for Op-
23 eration Iraqi Freedom, Operation New Dawn, and
24 Operation Enduring Freedom, and the sources of
25 that money.

1 (22) Interest on money borrowed, including in-
 2 terest for money already borrowed and anticipated
 3 interest payments on future borrowing, for Oper-
 4 ation Iraqi Freedom, Operation New Dawn, and Op-
 5 eration Enduring Freedom.

6 **Subtitle I—Other Matters**

7 **SEC. 1081. TECHNICAL AND CLERICAL AMENDMENTS.**

8 (a) TITLE 10.—Title 10, United States Code, is
 9 amended as follows:

10 (1) The table of chapters at the beginning of
 11 subtitle A, and at the beginning of part I of such
 12 subtitle, are each amended by striking the item re-
 13 lating to chapter 24 and inserting the following:

“24. Nuclear Posture 491”.

14 (2) Section 122a(a) is amended by striking
 15 “subsection (b) is” and inserting “subsection (b)
 16 is—”.

17 (3) The table of sections at the beginning of
 18 chapter 3 is amended by striking the item relating
 19 to section 130e and inserting the following new item:

“130e. Treatment under Freedom of Information Act of critical infrastructure
 security information.”.

20 (4) The table of sections at the beginning of
 21 chapter 9 is amended by striking the item relating
 22 to section 231 and inserting the following new item:

“231. Budgeting for construction of naval vessels: annual plan and certifi-
 cation.”.

1 (5) Section 231a(a) is amended by striking
2 “fiscal year of Defense” and inserting “fiscal year,
3 the Secretary of Defense”.

4 (6) Chapter 24 is amended by adding a period
5 at the end of the enumerator of section 498.

6 (7) Section 494(c) is amended by striking “the
7 date of the enactment of this Act” each place it ap-
8 pears and inserting “December 31, 2011”.

9 (8) Section 673(a) is amended by inserting “of
10 the Uniform Code of Military Justice” after “120c”.

11 (9) Section 1401a is amended by striking “be-
12 fore the enactment of the National Defense Author-
13 ization Act for Fiscal Year 2008” in subsections (d)
14 and (e) and inserting “before January 28, 2008”.

15 (10) Section 2359b(k)(4)(B) is amended by
16 adding a period at the end.

17 (11) Section 2461(a)(5)(E)(i) is amended by
18 striking “the a” and inserting “the”.

19 (b) NATIONAL DEFENSE AUTHORIZATION ACT FOR
20 FISCAL YEAR 2013.—Effective as of January 2, 2013,
21 and as if included therein as enacted, the National De-
22 fense Authorization Act for Fiscal Year 2013 (Public Law
23 112–239) is amended as follows:

1 (1) Section 322(e)(2) (126 Stat. 1695) is
2 amended by striking “Section 2366b(A)(3)(F)” and
3 inserting “Section 2366b(a)(3)(F)”.

4 (2) Section 371(a)(1) (126 Stat. 1706) is
5 amended by striking “subsections (f) and (g) as sub-
6 sections (g) and (h), respectively” and inserting
7 “subsection (f) as subsection (g)”.

8 (3) Section 611(7) (126 Stat. 1776) is amended
9 by striking “Section 408a(e)” and inserting “Section
10 478a(e)”.

11 (4) Section 822(b) (126 Stat. 1830) is amended
12 by striking “such Act” and inserting “such section”.

13 (5) Section 1031(b)(3)(B) (126 Stat.1918) is
14 amended by striking the subclause (III) immediately
15 below clause (iv).

16 (6) Section 1031(b)(4) (126 Stat.1919) is
17 amended by striking “Section 1031(b)” and insert-
18 ing “Section 1041(b)”.

19 (7) Section 1086(d)(1) (126 Stat.1969) is
20 amended by striking “paragraph (1)” and inserting
21 “paragraph (2)”.

22 (8) Section 1221(a)(2) (126 Stat. 1992) is
23 amended by striking “FISCAL” both places it ap-
24 pears and inserting “FISCAL”.

1 (9) Section 1804 (126 Stat. 2111) is amend-
2 ed—

3 (A) in subsection (h)(1)(B), by striking
4 “inserting ‘; and’;” and inserting “inserting a
5 semicolon;”; and

6 (B) in subsection (i), by inserting after “it
7 appears” the following: “(except in those places
8 in which ‘Administrator of FEMA’ already ap-
9 pears)”.

10 (c) NATIONAL DEFENSE AUTHORIZATION ACT FOR
11 FISCAL YEAR 2012.—Effective as of December 31, 2011,
12 and as if included therein as enacted, the National De-
13 fense Authorization Act for Fiscal Year 2012 (Public Law
14 112–81) is amended as follows:

15 (1) Section 312(b)(6)(F) (125 Stat. 1354) is
16 amended by striking “subsection (D)” and inserting
17 “subsection (d)”.

18 (2) Section 585(a)(1) (125 Stat. 1434; 10
19 U.S.C. 1561 note) is amended “experts sexual” and
20 inserting “experts in sexual”.

21 (d) NATIONAL DEFENSE AUTHORIZATION ACT FOR
22 FISCAL YEAR 2004.—Section 338(a) of the National De-
23 fense Authorization Act for Fiscal Year 2004 (Public Law
24 108–136; 10 U.S.C. 5013 note), as most recently amended
25 by section 321 of the National Defense Authorization Act

1 for Fiscal Year 2013 (Public Law 112–239; 126 Stat.
2 1694), is amended by striking “subsection 4703” and in-
3 serting “section 4703”.

4 (e) AMENDMENT TO TITLE 41.—Section 4712(i) is
5 amended by inserting before “the enactment” the fol-
6 lowing: “that is 180 days after the date”.

7 (f) COORDINATION WITH OTHER AMENDMENTS
8 MADE BY THIS ACT.—For purposes of applying amend-
9 ments made by provisions of this Act other than this sec-
10 tion, the amendments made by this section shall be treated
11 as having been enacted immediately before any amend-
12 ment made by other provisions of this Act.

13 **SEC. 1082. TRANSPORTATION OF SUPPLIES FOR THE**
14 **UNITED STATES BY AIRCRAFT OPERATED BY**
15 **UNITED STATES AIR CARRIERS.**

16 (a) DEPARTMENT OF DEFENSE.—

17 (1) IN GENERAL.—Chapter 157 of title 10,
18 United States Code, is amended by inserting after
19 section 2631a the following new section:

20 **“§ 2631b. Supplies: preference to United States air-**
21 **craft**

22 “(a) PREFERENCE.—Only aircraft owned by the
23 United States, or aircraft operated by or under the super-
24 vision of United States air carriers holding a certificate
25 under section 41102 of title 49 and registered in the Civil

1 Reserve Air Fleet, may be used for the transportation by
2 air of supplies on behalf of any component of the Depart-
3 ment of Defense. However, if the President finds that the
4 rates charged for the use of those aircraft is excessive or
5 otherwise unreasonable, contracts for transportation may
6 be made as otherwise provided by law. Charges made for
7 the transportation of those supplies by those aircraft may
8 not be higher than the charges made for transporting like
9 goods for private persons.

10 “(b) OUTSIZE AND OVERSIZE CARGOES.—(1) The
11 preference under subsection (a) shall not apply to outsize
12 or oversize cargoes if no air carrier registered in the Civil
13 Reserve Air Fleet nor any aircraft owned by the United
14 States are available and capable of transporting such a
15 cargo.

16 “(2) The Secretary of Defense shall ensure that, to
17 the maximum extent practicable, outsize and oversize car-
18 goes are transported by aircraft owned and operated by
19 the United States or by air carriers in the Civil Reserve
20 Air Fleet.

21 “(3) Not later than March 30 of each year, the Sec-
22 retary of Defense shall submit to the congressional defense
23 committees a report on outsize and oversize cargo flights.
24 Each such report shall include, for the year covered by
25 the report, each of the following:

1 terials, or commodities, or provides financing in any way
2 with Federal funds for the account of any person unless
3 otherwise exempted, within or without the United States,
4 or advances funds or credits, or guarantees the convert-
5 ibility of foreign currencies in connection with the fur-
6 nishing or obtaining of the equipment, materials, or com-
7 modities, the appropriate agencies shall take steps nec-
8 essary and practicable to ensure that at least 50 percent
9 of the gross tonnage of the equipment, materials, or com-
10 modities which may be transported on fixed wing aircraft
11 are transported on privately-owned commercial aircraft
12 that are owned, operated, or otherwise supervised by air
13 carriers holding a certificate under section 41102 of this
14 title and registered in the Civil Reserve Air Fleet, to the
15 extent those aircraft are appropriate and available at fair
16 and reasonable rates.

17 “(b) EXCEPTION.—

18 “(1) IN GENERAL.—The requirements of this
19 section shall not apply to any equipment, materials,
20 or commodities transported for the use of the mili-
21 tary services of the United States or to respond to
22 a humanitarian disaster.

23 “(2) HUMANITARIAN DISASTER DEFINED.—For
24 purposes of this subsection, the term ‘humanitarian
25 disaster’ means a man-made or natural occurrence

1 that causes loss of life, health, property, or liveli-
2 hood, inflicting severe destruction and distress.

3 “(c) WAIVER.—

4 “(1) IN GENERAL.—The President, the Sec-
5 retary of Transportation, or the Secretary of State,
6 in coordination with the Secretary of Defense, as ap-
7 propriate, may issue a temporary waiver of this sec-
8 tion—

9 “(A) to respond to an emergency; or

10 “(B) if such a waiver is in the national in-
11 terests of the United States.

12 “(2) COMMITTEE NOTICE.—The President, the
13 Secretary of Transportation, or the Secretary of
14 State, as appropriate, shall notify the following Com-
15 mittees within 30 days of exercising a waiver under
16 paragraph (1):

17 “(A) The Committees on Armed Services
18 and Appropriations of the Senate and the
19 House of Representatives.

20 “(B) The Committee on Commerce,
21 Science, and Transportation of the Senate.

22 “(C) The Committee on Transportation
23 and Infrastructure of the House of Representa-
24 tives.

1 “(D) The Committee on Foreign Relations
2 of the Senate.

3 “(E) The Committee on Foreign Affairs of
4 the House of Representatives.

5 “(3) EXPIRATION AND RENEWAL OF WAIVER.—
6 Any waiver issued under paragraph (1) shall expire
7 not later than 180 days after the date on which it
8 is issued. The President, the Secretary of Transpor-
9 tation, or the Secretary of State, as appropriate,
10 may renew an expired or expiring waiver as long as
11 the President or Secretary provides notice to the
12 committees referred to in paragraph (2) in accord-
13 ance with that paragraph.

14 “(d) REGULATIONS.—Each department or agency of
15 the Government shall administer its air transport oper-
16 ations according to regulations and guidance issued by the
17 Secretary of Transportation.

18 “(e) ENFORCEMENT.—The Secretary of Transpor-
19 tation may impose on any person violating this section,
20 or a regulation issued under this section, a civil penalty
21 of up to \$25,000 for each violation knowingly committed,
22 with each day of a continuing violation following the initial
23 shipment to be a separate violation.”.

1 (2) CLERICAL AMENDMENT.—The table of sec-
2 tions at the beginning of such chapter is amended
3 by adding at the end the following new item:

“40131. Air transportation procured by the United States Government.”.

4 **SEC. 1082A. TRANSPORTATION OF SUPPLIES TO MEMBERS**
5 **OF THE ARMED FORCES FROM NONPROFIT**
6 **ORGANIZATIONS.**

7 (a) IN GENERAL.—Chapter 20 of title 10, United
8 States Code, is amended by inserting after section 402 the
9 following new section:

10 **“§ 403. Transportation of supplies from nonprofit or-**
11 **ganizations**

12 “(a) AUTHORIZATION OF TRANSPORTATION.—Not-
13 withstanding any other provision of law, and subject to
14 subsection (b), the Secretary of Defense may transport to
15 any country, without charge, supplies that have been fur-
16 nished by a nonprofit organization and that are intended
17 for distribution to members of the armed forces. Such sup-
18 plies may be transported only on a space available basis.

19 “(b) LIMITATIONS.—(1) The Secretary may not
20 transport supplies under subsection (a) unless the Sec-
21 retary determines that—

22 “(A) the transportation of the supplies is con-
23 sistent with the policies of the United States;

1 “(B) the supplies are suitable for distribution to
2 members of the armed forces and are in usable con-
3 dition;

4 “(C) there is a legitimate need for the supplies
5 by the members of the armed forces for whom they
6 are intended; and

7 “(D) adequate arrangements have been made
8 for the distribution and use of the supplies.

9 “(2) PROCEDURES.—The Secretary shall establish
10 procedures for making the determinations required under
11 paragraph (1). Such procedures shall include inspection
12 of supplies before acceptance for transport.

13 “(3) PREPARATION.—It shall be the responsibility of
14 the nonprofit organization requesting the transport of sup-
15 plies under this section to ensure that the supplies are
16 suitable for transport.

17 “(c) DISTRIBUTION.—Supplies transported under
18 this section may be distributed by the United States Gov-
19 ernment or a nonprofit organization.

20 “(d) DEFINITION OF NONPROFIT ORGANIZATION.—
21 In this section, the term ‘nonprofit organization’ means
22 an organization described in section 501(c)(3) of the In-
23 ternal Revenue Code of 1986 and exempt from tax under
24 section 501(a) of such Code.”.

1 (b) CLERICAL AMENDMENT.—The table of sections
2 at the beginning of chapter 20 of such title is amended
3 by inserting after the item relating to section 402 the fol-
4 lowing new item:

“403. Transportation of supplies from nonprofit organizations.”.

5 **SEC. 1083. REDUCTION IN COSTS TO REPORT CRITICAL**
6 **CHANGES TO MAJOR AUTOMATED INFORMA-**
7 **TION SYSTEM PROGRAMS.**

8 (a) EXTENSION OF A PROGRAM DEFINED.—Section
9 2445a of title 10, United States Code, is amended by add-
10 ing at the end the following new subsection:

11 “(g) EXTENSION OF A PROGRAM.—In this chapter,
12 the term ‘extension of a program’ means, with respect to
13 a major automated information system program or other
14 major information technology investment program, the
15 further deployment or planned deployment to additional
16 users of the system which has already been found oper-
17 ationally effective and suitable by an independent test
18 agency or the Director of Operational Test and Evalua-
19 tion, beyond the scope planned in the original estimate or
20 information originally submitted on the program.”.

21 (b) REPORTS ON CRITICAL CHANGES IN MAIS PRO-
22 GRAMS.—Subsection (d) of section 2445c of such title is
23 amended—

24 (1) in paragraph (1), by striking “paragraph
25 (2)” and inserting “paragraph (3)”;

1 (2) by redesignating paragraph (2) as para-
2 graph (3); and

3 (3) by inserting after paragraph (1) the fol-
4 lowing new paragraph (2):

5 “(2) NOTIFICATION WHEN VARIANCE DUE TO
6 CONGRESSIONAL ACTION OR EXTENSION OF PRO-
7 GRAM.—If a senior Department of Defense official
8 who, following receipt of a quarterly report described
9 in paragraph (1) and making a determination de-
10 scribed in paragraph (3), also determines that the
11 circumstances resulting in the determination de-
12 scribed in paragraph (3) either (A) are primarily the
13 result of congressional action, or (B) are primarily
14 due to an extension of a program, the official may,
15 in lieu of carrying out an evaluation and submitting
16 a report in accordance with paragraph (1), submit
17 to the congressional defense committees, within 45
18 days after receiving the quarterly report, a notifica-
19 tion that the official has made those determinations.
20 If such a notification is submitted, the limitation in
21 subsection (g)(1) does not apply with respect to that
22 determination under paragraph (3).”.

23 (c) CONFORMING CROSS-REFERENCE AMEND-
24 MENT.—Subsection (g)(1) of such section is amended by

1 striking “subsection (d)(2)” and inserting “subsection
2 (d)(3)”.

3 (d) TOTAL ACQUISITION COST INFORMATION.—Title
4 10, United States Code, is further amended—

5 (1) in section 2445b(b)(3), by striking “devel-
6 opment costs” and inserting “total acquisition
7 costs”; and

8 (2) in section 2445c—

9 (A) in subparagraph (B) of subsection
10 (c)(2), by striking “program development cost”
11 and inserting “total acquisition cost”; and

12 (B) in subparagraph (C) of subsection
13 (d)(3) (as redesignated by subsection (b)(2)),
14 by striking “program development cost” and in-
15 serting “total acquisition cost”.

16 (e) CLARIFICATION OF CROSS-REFERENCE.—Section
17 2445c(g)(2) of such title is amended by striking “in com-
18 pliance with the requirements of subsection (d)(2)” and
19 inserting “under subsection (d)(1)(B)”.

20 **SEC. 1084. EXTENSION OF AUTHORITY OF SECRETARY OF**
21 **TRANSPORTATION TO ISSUE NON-PREMIUM**
22 **AVIATION INSURANCE.**

23 Section 44310 of title 49, United States Code, is
24 amended—

1 (b) EFFECTIVE DATE.—The amendments made by
2 subsection (a) shall apply with respect to compensation for
3 a duty performed on or after April 2, 2013.

4 **SEC. 1086. PROTECTION OF TIER ONE TASK CRITICAL AS-**
5 **SETS FROM ELECTROMAGNETIC PULSE AND**
6 **HIGH-POWERED MICROWAVE SYSTEMS.**

7 (a) CERTIFICATION REQUIRED.—Not later than
8 June 1, 2014, the Secretary of Defense, in consultation
9 with the Secretary of Homeland Security and the Federal
10 Energy Regulatory Commission, shall submit to the con-
11 gressional defense committees certification that defense
12 critical assets designated as tier one task critical assets
13 (hereinafter referred to as “TCAs”) that receive power
14 supply from commercial or other non-military sources are
15 protected from the adverse effects of man-made or natu-
16 rally occurring electromagnetic pulse and high-powered
17 microwave weapons. Any such assets found not to be so
18 protected shall be included in the plan required under sub-
19 section (b).

20 (b) PLAN REQUIRED.—Not later than January 1,
21 2015, the Secretary of Defense, in consultation with the
22 Secretary of Homeland Security and the Federal Energy
23 Regulatory Commission, shall submit to the congressional
24 defense committees a plan for tier one TCAs to receive
25 electricity by means that are protected from the adverse

1 effects of man-made or naturally occurring electro-
2 magnetic pulse and high-powered microwave weapons. The
3 plan shall include the following elements:

4 (1) An analysis of how the Department of De-
5 fense, in consultation with the Secretary of Home-
6 land Security and the Federal Energy Regulatory
7 Commission, plans to mitigate any risks to mission
8 assurance for non-certified tier one TCAs, including
9 any steps that may be needed for remediation.

10 (2) The development or adoption by the De-
11 partment, in consultation with the Secretary of
12 Homeland Security and the Federal Energy Regu-
13 latory Commission, of a standard of resistance or
14 protection against man-made and natural electro-
15 magnetic threats for electricity sources that supply
16 electricity to tier one TCAs.

17 (3) The development by the Department, in
18 consultation with the Secretary of Homeland Secu-
19 rity and the Federal Energy Regulatory Commis-
20 sion, of a strategy to certify by December 31, 2015,
21 that all electricity sourced to tier one TCAs is pro-
22 vided by facilities that meet the standard developed
23 under paragraph (2).

24 (c) PREPARATION OF PLAN.—In preparing the plan
25 required by subsection (b), the Secretary of Defense, in

1 consultation with the Secretary of Homeland Security and
2 the Federal Energy Regulatory Commission, shall use the
3 guidance and recommendations of the Commission to As-
4 sess the Threat to the United States from Electromagnetic
5 Pulse Attack established by section 1401 of the Floyd D.
6 Spence National Defense Authorization Act for Fiscal
7 Year 2001 (as enacted into law by Public Law 106–398;
8 114 Stat. 1654A–345).

9 (d) FORM OF SUBMISSION.—The plan required by
10 subsection (b) shall be submitted in classified form.

11 (e) DEFINITIONS.—In this section:

12 (1) The term “task critical asset” means an
13 asset of such extraordinary importance to operations
14 in peace, crisis, and war that its incapacitation or
15 destruction would have a debilitating effect on the
16 ability of the Department of Defense to fulfill its
17 missions.

18 (2) The term “tier one” with respect to a task
19 critical asset means such an asset the loss, incapaci-
20 tation, or disruption of which could result in mission
21 (or function) failure at the Department of Defense,
22 military department, combatant command, sub-uni-
23 fied command, Defense Agency, or defense infra-
24 structure sector level.

1 **SEC. 1087. STRATEGY FOR FUTURE MILITARY INFORMA-**
2 **TION OPERATIONS CAPABILITIES.**

3 (a) STRATEGY REQUIRED.—The Secretary of De-
4 fense shall develop and implement a strategy for devel-
5 oping and sustaining military information operations ca-
6 pabilities for future contingencies. The Secretary shall
7 submit such strategy to the congressional defense commit-
8 tees by not later than February 1, 2014.

9 (b) CONTENTS OF STRATEGY.—The strategy re-
10 quired in subsection (a) shall include each of the following:

11 (1) A plan for the sustainment of existing capa-
12 bilities that have been developed during the ten-year
13 period prior to the date of the enactment of this Act,
14 including such capabilities developed using funds au-
15 thorized to be appropriated for overseas contingency
16 operations.

17 (2) A discussion of how the capabilities referred
18 to in paragraph (1) are being integrated into both
19 operational plans (OPLANS) and contingency plans
20 (CONPLANS).

21 (3) An assessment of the force structure that is
22 necessary to support operational planning and po-
23 tential contingency operations, including the relative
24 balance across the active and reserve components.

25 (4) Estimates of the steady-state resources
26 needed to support the force structure referred to in

1 paragraph (3), as well as estimates for resources
2 that might be needed based on selected OPLANS
3 and CONPLANS.

4 (5) A description of how new and emerging
5 technologies can be incorporated into the projected
6 force structure and future OPLANS and
7 CONPLANS.

8 (6) A description of new capabilities that may
9 be needed to fill any identified gaps and programs
10 that might be required to develop such capabilities.

11 **SEC. 1088. COMPLIANCE OF MILITARY DEPARTMENTS WITH**
12 **MINIMUM SAFE STAFFING STANDARDS.**

13 In implementing the sequester required by section
14 251A of the Balanced Budget and Emergency Deficit
15 Control Act of 1985, as ordered on March 1, 2013, the
16 Secretary of Defense shall ensure that all military depart-
17 ments remain fully compliant with minimum safe staffing
18 standards, as outlined in the Department of Defense Fire
19 and Emergency Services Program (DoD Instruction
20 6055.06).

1 **SEC. 1089. DETERMINATION AND DISCLOSURE OF TRANS-**
2 **PORTATION COSTS INCURRED BY SEC-**
3 **RETARY OF DEFENSE FOR CONGRESSIONAL**
4 **TRIPS OUTSIDE THE UNITED STATES.**

5 (a) DETERMINATION AND DISCLOSURE OF COSTS BY
6 SECRETARY.—In the case of a trip taken by a Member,
7 officer, or employee of the House of Representatives or
8 Senate in carrying out official duties outside the United
9 States for which the Department of Defense provides
10 transportation, the Secretary of Defense shall—

11 (1) determine the cost of the transportation
12 provided with respect to the Member, officer, or em-
13 ployee;

14 (2) not later than 10 days after completion of
15 the trip involved, provide a written statement of the
16 cost—

17 (A) to the Member, officer, or employee in-
18 volved; and

19 (B) to the Committee on Armed Services
20 of the House of Representatives (in the case of
21 a trip taken by a Member, officer, or employee
22 of the House) or the Committee on Armed
23 Services of the Senate (in the case of a trip
24 taken by a Member, officer, or employee of the
25 Senate); and

1 (3) upon providing a written statement under
2 paragraph (2), make the statement available for
3 viewing on the Secretary's official public website
4 until the expiration of the 4-year period which be-
5 gins on the final day of the trip involved.

6 (b) EXCEPTIONS.—

7 (1) EXCEPTIONS DESCRIBED.—This section
8 does not apply with respect to any trip for which any
9 of the following applies:

10 (A) The purpose of the trip is to visit one
11 or more United States military installations or
12 to visit United States military personnel in a
13 war zone (or both).

14 (B) The use of transportation provided by
15 the Department of Defense is necessary to pro-
16 tect the safety and security of the individuals
17 taking the trip.

18 (2) CONSULTATION.—In determining whether
19 or not a trip is described in paragraph (1), the Sec-
20 retary of Defense shall consult with the Speaker of
21 the House of Representatives (in the case of a trip
22 taken by a Member, officer, or employee of the
23 House) or the Majority Leader of the Senate (in the
24 case of a trip taken by a Member, officer, or em-
25 ployee of the Senate).

1 (c) DEFINITIONS.—In this section:

2 (1) MEMBER.—The term “Member”, with re-
3 spect to the House of Representatives, includes a
4 Delegate or Resident Commissioner to the Congress.

5 (2) UNITED STATES.—The term “United
6 States” means the several States, the District of Co-
7 lumbia, the Commonwealth of Puerto Rico, the Com-
8 monwealth of the Northern Mariana Islands, the
9 Virgin Islands, Guam, American Samoa, and any
10 other territory or possession of the United States.

11 (d) EFFECTIVE DATE.—This section shall apply with
12 respect to trips taken on or after the date of the enact-
13 ment of this Act, except that this section does not apply
14 with respect to any trip which began prior to such date.

15 **SEC. 1090. TRANSFER OR LOAN OF EQUIPMENT TO THE DE-**
16 **PARTMENT OF HOMELAND SECURITY RELAT-**
17 **ING TO BORDER SECURITY.**

18 The Secretary of Defense may coordinate with the
19 Secretary of Homeland Security to identify and provide
20 for the transfer or long-term loan to the Department of
21 Homeland Security of equipment the Secretary of Defense
22 determines to be excess and the Secretary of Homeland
23 Security determines to be appropriate in order to increase
24 situational awareness and achieve operational control of
25 the international borders of the United States.

1 **SEC. 1091. TRANSFER TO THE DEPARTMENT OF HOMELAND**
2 **SECURITY OF THE TETHERED AEROSTAT**
3 **RADAR SYSTEM.**

4 Notwithstanding any other provision of law, not later
5 than September 30, 2013, the Secretary of Defense is au-
6 thorized to transfer to the Secretary of Homeland Secu-
7 rity, and the Secretary of Homeland Security is authorized
8 to accept from the Secretary of Defense, full contract own-
9 ership and management responsibilities for the existing
10 Tethered Aerostat Radar System (TARS) program and
11 contracts. Neither the Department of Defense nor the De-
12 partment of Homeland Security shall be required to reim-
13 burse the other agency for any services under the TARS
14 program.

15 **SEC. 1092. SALE OR DONATION OF EXCESS PERSONAL**
16 **PROPERTY FOR BORDER SECURITY ACTIVI-**
17 **TIES.**

18 Section 2576a of title 10, United States Code, is
19 amended—

20 (1) in subsection (a)—

21 (A) in paragraph (1)(A), by inserting “bor-
22 der security activities and” before “law enforce-
23 ment activities”; and

24 (B) in paragraph (2), by inserting “, the
25 Secretary of Homeland Security,” after “Attor-
26 ney General”; and

1 (2) in subsection (d), by inserting “border secu-
2 rity activities or” before “counter-drug”.

3 **SEC. 1093. UNMANNED AIRCRAFT SYSTEMS AND NATIONAL**
4 **AIRSPACE.**

5 (a) MEMORANDA OF UNDERSTANDING.—Notwith-
6 standing any other provision of law, the Secretary of De-
7 fense may enter into a memorandum of understanding
8 with a non-Department of Defense entity that is engaged
9 in the test range program authorized under section 332(c)
10 of the FAA Modernization and Reform Act of 2012 (49
11 U.S.C. 40101 note) to allow such entity to access non-
12 regulatory special use airspace if such access—

13 (1) is used by the entity as part of such test
14 range program; and

15 (2) does not interfere with the activities of the
16 Secretary or otherwise interrupt or delay missions or
17 training of the Department of Defense.

18 (b) ESTABLISHED PROCEDURES.—The Secretary
19 shall carry out subsection (a) using the established proce-
20 dures of the Department of Defense with respect to enter-
21 ing into a memorandum of understanding.

22 (c) CONSTRUCTION.—A memorandum of under-
23 standing entered into under subsection (a) between the
24 Secretary and a non-Department of Defense entity shall
25 not be construed as establishing the Secretary as a part-

1 ner, proponent, or team member of such entity in the test
2 range program specified in such subsection.

3 **SEC. 1094. DAYS ON WHICH THE POW/MIA FLAG IS DIS-**
4 **PLAYED ON CERTAIN FEDERAL PROPERTY.**

5 Section 902 of title 36, United States Code, is
6 amended by striking subsection (c) and inserting the fol-
7 lowing new subsection:

8 “(c) DAYS FOR FLAG DISPLAY.—For the purposes
9 of this section, POW/MIA flag display days are all days
10 on which the flag of the United States is displayed.”.

11 **SEC. 1095. SENSE OF CONGRESS ON IMPROVISED EXPLO-**
12 **SIVE DEVICES.**

13 It is the sense of Congress that—

14 (1) the use of improvised explosive devices (in
15 this section referred to as “IEDs”) against members
16 of the Armed Forces or people of the United States
17 should be condemned;

18 (2) unwavering support for members of the
19 Armed Forces, first responders, and explosive ord-
20 nance disposal personnel of the United States who
21 face the threat of IEDs and put their lives on the
22 line to defeat them should be expressed;

23 (3) all relevant agencies of the Government
24 should be called on to coordinate with international

1 partners and other responsible entities to reduce the
2 use of IEDs and curb their proliferation; and

3 (4) the exchange of blast trauma research data
4 should be facilitated between all relevant agencies of
5 the Government.

6 **SEC. 1096. SENSE OF CONGRESS TO MAINTAIN A STRONG**
7 **NATIONAL GUARD AND MILITARY RESERVE**
8 **FORCE.**

9 (a) FINDINGS.—Congress finds the following:

10 (1) The first volunteer militia unit in America
11 was formed in 1636 in Massachusetts Bay, followed
12 by other units in the colonies of Virginia and Con-
13 necticut. the American founding fathers wrote article
14 I, section 8, of the United States Constitution to
15 keep the militia model, authorizing a standing mili-
16 tary force that could organize, train, and equip mili-
17 tia volunteers when needed.

18 (2) In World War I, nearly all National
19 Guardsmen were mobilized into Federal service, and
20 while they represented only 15 percent of the total
21 United States Army, they comprised 40 percent of
22 the American divisions sent to France and sustained
23 43 percent of the casualties in combat. In World
24 War II, the National Guard comprised 19 Army di-

1 visions and 29 observation squadrons with aircraft
2 assigned to the United States Army Air Forces.

3 (3) On September 11, 2001, the first fighter
4 jets over New York City and Washington, DC, were
5 Air National Guard F–15 and F–16 aircraft from
6 Massachusetts and North Dakota, with over 400
7 more Air National Guard fighter aircraft on alert by
8 that afternoon. Over 600,000 Air and Army Na-
9 tional Guard soldiers and airmen have deployed in
10 the many campaigns since 9/11.

11 (4) Air and Army National Guard soldiers and
12 airmen have been involved in countless domestic re-
13 sponse missions, including missions in response to
14 hurricanes, tornadoes, floods, and forest fires includ-
15 ing the more recent events of Superstorm Sandy and
16 the tornados in Oklahoma.

17 (5) The volunteer National Guard and Reserve
18 have time and again demonstrated their readiness to
19 meet operational requirements through cost-effective
20 means.

21 (b) SENSE OF CONGRESS.—It is the sense of Con-
22 gress that—

23 (1) the Secretary of Defense should make every
24 effort to ensure the Military Reserve and National
25 Guard forces are sustained by a fully manned and

1 fully funded force and that the United States fulfill
2 its longstanding commitment to unyielding readiness
3 in terms of defense;

4 (2) the Secretary of Defense should act with
5 the knowledge that the National Guard and Reserve
6 are critical components to the Armed Forces, par-
7 ticularly as means of preserving combat power dur-
8 ing a time of budget austerity; and

9 (3) Congress repudiates proposals to diminish
10 the National Guard or Reserve and affirms the
11 growth of these components as circumstances war-
12 rant.

13 **SEC. 1097. ACCESS OF EMPLOYEES OF CONGRESSIONAL**
14 **SUPPORT OFFICES TO DEPARTMENT OF DE-**
15 **FENSE FACILITIES.**

16 (a) FINDING.—Congress finds that Congressional
17 support offices perform a critical role in enabling Congress
18 to carry out its Constitutionally-mandated task of per-
19 forming oversight of the executive branch.

20 (b) ACCESS IN SAME MANNER AS EMPLOYEES OF
21 DEFENSE COMMITTEES.—The Secretary of Defense shall
22 provide employees of any Congressional support office who
23 work on issues related to national security with access to
24 facilities of the Department of Defense in the same man-
25 ner, and subject to the same terms and conditions, as em-

1 ployees of the Committees on Armed Services of the House
2 of Representatives and Senate.

3 (c) CONGRESSIONAL SUPPORT OFFICES DEFINED.—

4 In this section, the term “Congressional support office”
5 means any of the following:

6 (1) The Congressional Budget Office.

7 (2) The Congressional Research Service of the
8 Library of Congress.

9 (3) The Government Accountability Office.

10 **SEC. 1098. COST OF WARS.**

11 The Secretary of Defense, in consultation with the
12 Commissioner of the Internal Revenue Service and the Di-
13 rector of the Bureau of Economic Analysis, shall post on
14 the public Web site of the Department of Defense the
15 costs, including the relevant legacy costs, to each Amer-
16 ican taxpayer of each of the wars in Afghanistan and Iraq.

17 **SEC. 1099. SENSE OF CONGRESS REGARDING CONSIDER-**
18 **ATION OF FOREIGN LANGUAGES AND CUL-**
19 **TURES IN THE BUILDING OF PARTNER CA-**
20 **PACITY.**

21 It is the sense of Congress that the head of each ele-
22 ment of the Department of Defense should take into con-
23 sideration foreign languages and cultures during the devel-
24 opment by such element of the Department of training,

1 tools, and methodologies to engage in military-to-military
2 activities and in the building of partner capacity.

3 **SEC. 1099A. SENSE OF CONGRESS REGARDING PRESERVA-**
4 **TION OF SECOND AMENDMENT RIGHTS OF**
5 **ACTIVE DUTY MILITARY PERSONNEL STA-**
6 **TIONED OR RESIDING IN THE DISTRICT OF**
7 **COLUMBIA.**

8 (a) FINDINGS.—Congress finds the following:

9 (1) The Second Amendment to the United
10 States Constitution provides that the right of the
11 people to keep and bear arms shall not be infringed.

12 (2) Approximately 40,000 servicemen and
13 women across all branches of the Armed Forces ei-
14 ther live in or are stationed on active duty within the
15 Washington, D.C., metropolitan area. Unless these
16 individuals are granted a waiver as serving in a law
17 enforcement role, they are subject to the District of
18 Columbia's onerous and highly restrictive laws on
19 the possession of firearms.

20 (3) Military personnel, despite being extensively
21 trained in the proper and safe use of firearms, are
22 therefore deprived by the laws of the District of Co-
23 lumbia of handguns, rifles, and shotguns that are
24 commonly kept by law-abiding persons throughout
25 the United States for sporting use and for lawful de-

1 fense of their persons, homes, businesses, and fami-
2 lies.

3 (4) The District of Columbia has one of the
4 highest per capita murder rates in the Nation, which
5 may be attributed in part to previous local laws pro-
6 hibiting possession of firearms by law-abiding per-
7 sons who would have otherwise been able to defend
8 themselves and their loved ones in their own homes
9 and businesses.

10 (5) The Gun Control Act of 1968 (as amended
11 by the Firearms Owners' Protection Act) and the
12 Brady Handgun Violence Prevention Act provide
13 comprehensive Federal regulations applicable in the
14 District of Columbia as elsewhere. In addition, exist-
15 ing District of Columbia criminal laws punish pos-
16 session and illegal use of firearms by violent crimi-
17 nals and felons. Consequently, there is no need for
18 local laws that only affect and disarm law-abiding
19 citizens.

20 (6) On June 26, 2008, the Supreme Court of
21 the United States in the case of *District of Columbia*
22 *v. Heller* held that the Second Amendment protects
23 an individual's right to possess a firearm for tradi-
24 tionally lawful purposes, and thus ruled that the
25 District of Columbia's handgun ban and require-

1 ments that rifles and shotguns in the home be kept
2 unloaded and disassembled or outfitted with a trig-
3 ger lock to be unconstitutional.

4 (7) On July 16, 2008, the District of Columbia
5 enacted the Firearms Control Emergency Amend-
6 ment Act of 2008 (D.C. Act 17–422; 55 DCR
7 8237), which places onerous restrictions on the abil-
8 ity of law-abiding citizens from possessing firearms,
9 thus violating the spirit by which the Supreme Court
10 of the United States ruled in *District of Columbia v.*
11 *Heller*.

12 (8) On February 26, 2009, the United States
13 Senate adopted an amendment on a bipartisan vote
14 of 62–36 by Senator John Ensign to S. 160, the
15 District of Columbia House Voting Rights Act of
16 2009, which would fully restore Second Amendment
17 rights to the citizens of the District of Columbia.

18 (b) SENSE OF CONGRESS.—It is the sense of Con-
19 gress that active duty military personnel who are stationed
20 or residing in the District of Columbia should be permitted
21 to exercise fully their rights under the Second Amendment
22 to the Constitution of the United States and therefore
23 should be exempt from the District of Columbia’s restric-
24 tions on the possession of firearms.

1 **TITLE XI—CIVILIAN PERSONNEL**
2 **MATTERS**

3 **SEC. 1101. ONE-YEAR EXTENSION OF AUTHORITY TO WAIVE**
4 **ANNUAL LIMITATION ON PREMIUM PAY AND**
5 **AGGREGATE LIMITATION ON PAY FOR FED-**
6 **ERAL CIVILIAN EMPLOYEES WORKING OVER-**
7 **SEAS.**

8 Effective January 1, 2014, section 1101(a) of the
9 Duncan Hunter National Defense Authorization Act for
10 Fiscal Year 2009 (Public Law 110–417; 122 Stat. 4615),
11 as most recently amended by section 1101 of the National
12 Defense Authorization Act for Fiscal Year 2013 (Public
13 Law 112–239; 126 Stat. 1973), is further amended by
14 striking “through 2013” and inserting “through 2014”.

15 **SEC. 1102. ONE-YEAR EXTENSION OF DISCRETIONARY AU-**
16 **THORITY TO GRANT ALLOWANCES, BENE-**
17 **FITS, AND GRATUITIES TO PERSONNEL ON**
18 **OFFICIAL DUTY IN A COMBAT ZONE.**

19 Paragraph (2) of section 1603(a) of the Emergency
20 Supplemental Appropriations Act for Defense, the Global
21 War on Terror, and Hurricane Recovery, 2006 (Public
22 Law 109–234; 120 Stat. 443), as added by section 1102
23 of the Duncan Hunter National Defense Authorization
24 Act for Fiscal Year 2009 (Public Law 110–417; 122 Stat.
25 4616) and most recently amended by section 1104 of the

1 National Defense Authorization Act for Fiscal Year 2013
2 (Public Law 112–239; 125 Stat. 1973), is further amend-
3 ed by striking “2014” and inserting “2015”.

4 **SEC. 1103. EXTENSION OF VOLUNTARY REDUCTION-IN-**
5 **FORCE AUTHORITY FOR CIVILIAN EMPLOY-**
6 **EES OF DEPARTMENT OF DEFENSE.**

7 Section 3502(f)(5) of title 5, United States Code, is
8 amended by striking “September 30, 2014” and inserting
9 “September 30, 2015”.

10 **SEC. 1104. EXTENSION OF AUTHORITY TO MAKE LUMP-SUM**
11 **SEVERANCE PAYMENTS TO DEPARTMENT OF**
12 **DEFENSE EMPLOYEES.**

13 Section 5595(i)(4) of title 5, United States Code, is
14 amended by striking “October 1, 2014” and inserting
15 “October 1, 2018”.

16 **SEC. 1105. REVISION TO AMOUNT OF FINANCIAL ASSIST-**
17 **ANCE UNDER DEPARTMENT OF DEFENSE**
18 **SCIENCE, MATHEMATICS, AND RESEARCH**
19 **FOR TRANSFORMATION (SMART) DEFENSE**
20 **EDUCATION PROGRAM.**

21 Paragraph (2) of section 2192a(b) of title 10, United
22 States Code, is amended by striking “the amount deter-
23 mined” and all that follows through “room and board”
24 and inserting “an amount determined by the Secretary of
25 Defense”.

1 **SEC. 1106. EXTENSION OF PROGRAM FOR EXCHANGE OF IN-**
2 **FORMATION-TECHNOLOGY PERSONNEL.**

3 (a) IN GENERAL.—Section 1110(d) of the National
4 Defense Authorization Act for Fiscal Year 2010 (5 U.S.C.
5 3702 note) is amended by striking “2013.” and inserting
6 “2023.”.

7 (b) REPORTING REQUIREMENT.—Section 1110(i) of
8 such Act is amended by striking “2015,” and inserting
9 “2024.”.

10 **SEC. 1107. DEFENSE SCIENCE INITIATIVE FOR PERSONNEL.**

11 (a) STATEMENT OF POLICY.—It is the policy of the
12 United States to assure the scientific and technological
13 preeminence of its defense laboratories, which are essen-
14 tial to the national security, by requiring the Department
15 of Defense to provide to its science and technology labora-
16 tories—

17 (1) the personnel and support services needed
18 to carry out their mission; and

19 (2) decentralized management authority.

20 (b) ESTABLISHMENT OF INITIATIVE.—There is here-
21 by established within the Department of Defense a pro-
22 gram to be known as the Defense Science Initiative for
23 Personnel (hereinafter in this section referred to as the
24 “Initiative”).

25 (c) LABORATORIES COVERED BY INITIATIVE.—The
26 laboratories covered by the Initiative—

1 (1) shall be those designated as Science and
2 Technology Reinvention Laboratories (hereinafter in
3 this section referred to as “STRs”) by the Sec-
4 retary or by paragraph (2); and

5 (2) shall include the laboratories enumerated in
6 section 1105 of the National Defense Authorization
7 Act for Fiscal Year 2010 (10 U.S.C. 2358 note),
8 which laboratories are hereby designated as STRs.

9 (d) SCIENCE AND ENGINEERING DEGREEED AND
10 TECHNICAL POSITIONS AT STRs.—

11 (1) IN GENERAL.—The director of any STR
12 may appoint qualified candidates, without regard to
13 sections 3309–3319 of title 5, United States Code,
14 directly to scientific, technical, engineering, mathe-
15 matical, or medical positions within such STR, on
16 either a temporary, term, or permanent basis.

17 (2) QUALIFIED CANDIDATE DEFINED.—Not-
18 withstanding any provision of chapter 51 of title 5,
19 United States Code, for purposes of this subsection,
20 the term “qualified candidate” means an individual
21 who is—

22 (A) a candidate who has earned a bach-
23 elor’s or master’s degree;

24 (B) a student enrolled in a program of un-
25 dergraduate or graduate instruction leading to

1 a bachelor's or master's degree in a scientific,
2 technical, engineering, mathematical, or medical
3 course of study at an institution of higher edu-
4 cation (as that term is defined in section 101
5 of the Higher Education Act of 1965 (20
6 U.S.C. 1001)); or

7 (C) a veteran, as defined in section 2108
8 of title 5, United States Code, who served in
9 the armed forces in an engineering, scientific,
10 or medical technician occupational specialty.

11 (3) RULE OF CONSTRUCTION.—Any exercise of
12 authority under paragraph (1) shall be considered to
13 satisfy section 2301(b)(1) of title 5, United States
14 Code.

15 (e) EXCLUSION FROM PERSONNEL LIMITATIONS,
16 ETC.—The director of any STRL shall manage the work-
17 force strength of such STRL—

18 (1) without regard to any limitation on appoint-
19 ments or any allocation of positions with respect to
20 such STRL, subject to paragraph (2); and

21 (2) in a manner consistent with the budget
22 available with respect to such STRL.

23 (f) SENIOR EXECUTIVE SERVICE ROTATION AU-
24 THORITY.—Section 3131 of title 5, United States Code,
25 is amended—

1 (1) in paragraph (5), by striking “mission;”
2 and inserting “mission, subject to paragraph (15);”;

3 (2) in paragraph (13), by striking “and” at the
4 end;

5 (3) in paragraph (14), by striking the period
6 and inserting “; and”; and

7 (4) by adding at the end the following new
8 paragraph:

9 “(15) permit the director of each Science and
10 Technology Reinvention Laboratory (as described in
11 section 1107(c) of the National Defense Authoriza-
12 tion Act for Fiscal Year 2014) to determine the du-
13 ration of appointments for senior executives (which
14 shall in no event be less than 5 years), consistent
15 with carrying out the mission of that laboratory.”.

16 (g) SENIOR SCIENTIFIC TECHNICAL MANAGERS.—

17 (1) ESTABLISHMENT.—There is hereby estab-
18 lished in each STRL a category of senior profes-
19 sional scientific positions, the incumbents of which
20 shall be designated as “senior scientific technical
21 managers” and which shall be positions classified
22 above GS–15 of the General Schedule pursuant to
23 section 5108 of title 5, United States Code. The pri-
24 mary functions of such positions shall be—

1 (A) to engage in research and development
2 in the physical, biological, medical, or engineer-
3 ing sciences, or another field closely related to
4 the mission of such STRL; and

5 (B) to carry out technical supervisory re-
6 sponsibilities.

7 (2) APPOINTMENTS.—The positions described
8 in paragraph (1) may be filled, and shall be man-
9 aged, by the director of the STRL involved, under
10 criteria established pursuant to section 342(b) of the
11 National Defense Authorization Act for Fiscal Year
12 1995 (Public Law 103–337; 108 Stat. 2721), relat-
13 ing to personnel demonstration projects at labora-
14 tories of the Department of Defense, except that the
15 director of the laboratory involved shall determine
16 the number of such positions at such laboratory, not
17 to exceed 3 percent of the number of scientists and
18 engineers (determined on a full-time equivalent
19 basis) employed at such laboratory at the end of the
20 fiscal year prior to the fiscal year in which any ap-
21 pointments subject to that numerical limitation are
22 made.

23 (h) SELECTION AND COMPENSATION OF SPECIALLY-
24 QUALIFIED SCIENTIFIC AND PROFESSIONAL PER-
25 SONNEL.—Section 3104 of title 5, United States Code, is

1 amended by adding at the end the following new sub-
2 section:

3 “(d) In addition to the number of positions author-
4 ized by subsection (a), the director of each Science and
5 Technology Reinvention Laboratory (as described in sec-
6 tion 1107(e) of the National Defense Authorization Act
7 for Fiscal Year 2014), may establish, without regard to
8 the second sentence of subsection (a), such number of sci-
9 entific or professional positions as may be necessary to
10 carry out the research and development functions of the
11 laboratory and which require the services of specially-
12 qualified personnel. The selection process governing ap-
13 pointments made under this subsection shall be deter-
14 mined by the director of the laboratory involved, and the
15 rate of basic pay for the employee holding any such posi-
16 tion shall be set by the laboratory director at a rate not
17 to exceed the rate for level II of the Executive Schedule.”.

18 **SEC. 1108. COMPLIANCE WITH LAW REGARDING AVAIL-**
19 **ABILITY OF FUNDING FOR CIVILIAN PER-**
20 **SONNEL.**

21 (a) **REGULATIONS.**—No later than 45 days after the
22 date of the enactment of this Act, the Secretary of Defense
23 shall prescribe regulations implementing the authority in
24 subsection (a) of section 1111 of the National Defense Au-

1 thORIZATION Act for Fiscal Year 2010 (Public Law 111–
2 84; 10 U.S.C. 1580 note prec.).

3 (b) COORDINATION.—The Under Secretary of De-
4 fense (Comptroller), in consultation with the Under Sec-
5 retary of Defense for Personnel and Readiness, shall be
6 responsible for coordinating the preparation of the regula-
7 tions required under subsection (a).

8 (c) LIMITATIONS.—The regulations required under
9 subsection (a) shall not be restricted by any civilian full-
10 time equivalent or end-strength limitation, nor shall such
11 regulations require offsetting civilian pay funding, civilian
12 full-time equivalents, or end-strength.

13 **SEC. 1109. EXTENSION OF ENHANCED APPOINTMENT AND**
14 **COMPENSATION AUTHORITY FOR CIVILIAN**
15 **PERSONNEL FOR CARE AND TREATMENT OF**
16 **WOUNDED AND INJURED MEMBERS OF THE**
17 **ARMED FORCES.**

18 (a) EXTENSION.—Subsection (c) of section 1599c of
19 title 10, United States Code, is amended by striking “De-
20 cember 31, 2015” both places it appears and inserting
21 “December 31, 2020”.

22 (b) REPEAL OF FULFILLED REQUIREMENT.—Such
23 section is further amended—

24 (1) by striking subsection (b); and

1 (2) by redesignating subsection (c), as amended
2 by subsection (a), as subsection (b).

3 (c) REPEAL OF REFERENCES TO CERTAIN TITLE 5
4 AUTHORITIES.—Subsection (a)(2)(A) of such section is
5 amended—

6 (1) by striking “sections 3304, 5333, and 5753
7 of title 5” and inserting “section 3304 of title 5”;
8 and

9 (2) in clause (ii), by striking “the authorities in
10 such sections” and inserting “the authority in such
11 section”.

12 **TITLE XII—MATTERS RELATING**
13 **TO FOREIGN NATIONS**
14 **Subtitle A—Assistance and**
15 **Training**

16 **SEC. 1201. MODIFICATION AND EXTENSION OF AUTHORI-**
17 **TIES RELATING TO PROGRAM TO BUILD THE**
18 **CAPACITY OF FOREIGN MILITARY FORCES.**

19 (a) AUTHORITY.—Subsection (a) of section 1206 of
20 the National Defense Authorization Act for Fiscal Year
21 2006 (Public Law 109–163; 119 Stat. 3456), as most re-
22 cently amended by section 1206 of the Duncan Hunter
23 National Defense Authorization Act for Fiscal Year 2009
24 (Public Law 110–417; 122 Stat. 4625), is further amend-
25 ed—

1 (1) in paragraph (1)—

2 (A) in subparagraph (A), by striking “or”
3 at the end;

4 (B) in subparagraph (B), by striking the
5 period at the end and inserting “; or”; and

6 (C) by adding at the end the following new
7 subparagraph:

8 “(C) support the theater security priorities
9 of a Geographic Combatant Commander.”; and

10 (2) by adding at the end the following new
11 paragraph:

12 “(3) To build the capacity of a foreign coun-
13 try’s security forces to conduct counterterrorism op-
14 erations.”.

15 (b) ANNUAL FUNDING LIMITATION.—Subsection
16 (c)(1) of section 1206 of the National Defense Authoriza-
17 tion Act for Fiscal Year 2006, as so amended, is further
18 amended by striking “\$350,000,000” and inserting
19 “\$425,000,000”.

20 (c) NOTIFICATION OF PLANNING AND EXECUTION OF
21 FUNDS.—Subsection (e) of section 1206 of the National
22 Defense Authorization Act for Fiscal Year 2006, as most
23 recently amended by section 1201 of the National Defense
24 Authorization Act for Fiscal Year 2013 (Public Law 112–
25 239; 126 Stat. 1979), is further amended—

1 (1) by redesignating paragraph (3) as para-
2 graph (4);

3 (2) by inserting after paragraph (2) the fol-
4 lowing new paragraph:

5 “(3) NOTIFICATION OF PLANNING AND EXECU-
6 TION OF FUNDS.—In the budget materials submitted
7 to the President by the Secretary of Defense in con-
8 nection with the submission to Congress, pursuant
9 to section 1105 of title 31, United States Code, of
10 the budget for fiscal year 2016, and each subsequent
11 fiscal year, the Secretary of Defense shall include
12 the following:

13 “(A) For programs to be conducted or
14 supported under subsection (a) (other than sub-
15 section (a)(1)(C)) for such fiscal year, a de-
16 scription of the proposed planning and execu-
17 tion of not less than 50 percent of the total
18 amount of funds to be made available for such
19 programs.

20 “(B) For programs to be conducted or
21 supported under subsection (a)(1)(C) for such
22 fiscal year, a description of the proposed plan-
23 ning and execution of 100 percent of the total
24 amount of funds to be made available for such
25 programs.”; and

1 **SEC. 1203. GLOBAL SECURITY CONTINGENCY FUND.**

2 (a) **AUTHORITY.**—Subsection (b) of section 1207 of
3 the National Defense Authorization Act for Fiscal Year
4 2012 (Public Law 112–81; 125 Stat. 1625; 22 U.S.C.
5 2151 note) is amended—

6 (1) in the matter preceding paragraph (1), by
7 inserting “or regions” after “countries”; and

8 (2) in paragraph (1)—

9 (A) in the matter preceding subparagraph
10 (A), by striking “and other national security
11 forces” and inserting “or other national secu-
12 rity forces”; and

13 (B) in subparagraph (A)—

14 (i) by striking “and counterterrorism
15 operations” and inserting “or counterter-
16 rorism operations”; and

17 (ii) by striking “and” at the end and
18 inserting “or”.

19 (b) **NOTICES TO CONGRESS.**—Subsection (l) of such
20 section is amended to read as follows:

21 “(l) **NOTICES TO CONGRESS.**—Not less than 30 days
22 before initiating an activity under a program of assistance
23 under subsection (b), the Secretary of State and the Sec-
24 retary of Defense shall jointly submit to the specified con-
25 gressional committees a notification that includes the fol-
26 lowing:

1 “(1) A request for the transfer of funds into
2 the Fund under subsection (f) or any other author-
3 ity, including the original source of the funds.

4 “(2) A detailed justification for the total antici-
5 pated program plan for each country to include total
6 anticipated costs and the specific activities contained
7 therein.

8 “(3) The budget, execution plan and timeline,
9 and anticipated completion date for the activity.

10 “(4) A list of other security-related assistance
11 or justice sector and stabilization assistance that the
12 United States is currently providing the country con-
13 cerned and that is related to or supported by the ac-
14 tivity.

15 “(5) Such other information relating to the pro-
16 gram or activity as the Secretary of State or Sec-
17 retary of Defense considers appropriate.”.

18 (c) TRANSITIONAL AUTHORITIES; ANNUAL REPORTS;
19 GUIDANCE AND PROCESSES FOR EXERCISE OF AUTHOR-
20 ITY.—Such section, as so amended, is further amended—

21 (1) by striking subsection (n);

22 (2) by redesignating subsection (m) as sub-
23 section (n); and

24 (3) by inserting after subsection (l), as so
25 amended, the following new subsection:

1 “(m) GUIDANCE AND PROCESSES FOR EXERCISE OF
2 AUTHORITY.—The Secretary of State and the Secretary
3 of Defense shall jointly submit a report to the specified
4 congressional committees 15 days after the date on which
5 the necessary guidance has been issued and processes for
6 implementation of the authority in subsection (b). The
7 Secretary of State and Secretary of Defense shall jointly
8 submit additional reports not later than 15 days after the
9 date on which any future modifications to the guidance
10 and processes for implementation of the authority in sub-
11 section (b) are issued.”.

12 (d) FUNDING.—Subsection (o) of such section is
13 amended by striking “(o) FUNDING.—” and all that fol-
14 lows through “(2) FISCAL YEARS 2013 AND AFTER.—” and
15 inserting “(o) FUNDING.—”.

16 **SEC. 1204. CODIFICATION OF NATIONAL GUARD STATE**
17 **PARTNERSHIP PROGRAM.**

18 (a) STATE PARTNERSHIP PROGRAM.—

19 (1) IN GENERAL.—Chapter 1 of title 32, United
20 States Code, is amended by adding at the end the
21 following new section:

22 **“§ 116. State Partnership Program**

23 “(a) PURPOSES OF PROGRAM.—The purposes of the
24 State Partnership Program of the National Guard are the
25 following:

1 “(1) To support the objectives of the com-
2 mander of the combatant command for the theater
3 of operations in which such contacts and activities
4 are conducted.

5 “(2) To support the objectives of the United
6 States chief of mission of the partner nation with
7 which contacts and activities are conducted.

8 “(3) To build international partnerships and
9 defense and security capacity.

10 “(4) To strengthen cooperation between the de-
11 partments and agencies of the United States Gov-
12 ernment and agencies of foreign governments to sup-
13 port building of defense and security capacity.

14 “(5) To facilitate intergovernmental collabora-
15 tion between the United States Government and for-
16 eign governments in the areas of defense and secu-
17 rity.

18 “(6) To facilitate and enhance the exchange of
19 information between the United States Government
20 and foreign governments on matters relating to de-
21 fense and security.

22 “(b) AVAILABILITY OF APPROPRIATED FUNDS FOR
23 PROGRAM.—(1) Funds appropriated to the Department of
24 Defense, including funds appropriated for the Air and
25 Army National Guard, shall be available for the payment

1 of costs incurred by the National Guard to conduct activi-
2 ties under the State Partnership Program, whether those
3 costs are incurred inside or outside the United States.

4 “(2) Costs incurred by the National Guard and cov-
5 ered under paragraph (1) may include the following:

6 “(A) Costs of pay and allowances of members
7 of the National Guard.

8 “(B) Travel and necessary expenses of United
9 States personnel outside of the Department of De-
10 fense in support of the State Partnership Program.

11 “(C) Travel and necessary expenses of foreign
12 participants directly supporting activities under the
13 State Partnership Program.

14 “(c) LIMITATIONS ON USE OF FUNDS.—(1) Funds
15 shall not be available under subsection (b) for activities
16 conducted in a foreign country unless jointly approved
17 by—

18 “(A) the commander of the combatant com-
19 mand concerned; and

20 “(B) the chief of mission concerned, with the
21 concurrence of the Secretary of State.

22 “(2) Funds shall not be available under subsection
23 (b) for the participation of a member of the National
24 Guard in activities in a foreign country unless the member

1 is on active duty in the armed forces at the time of such
2 participation.

3 “(3) Funds shall not be available under subsection
4 (b) for interagency activities involving United States civil-
5 ian personnel or foreign civilian personnel unless the par-
6 ticipation of such personnel in such activities—

7 “(A) contributes to responsible management of
8 defense resources;

9 “(B) fosters greater respect for and under-
10 standing of the principle of civilian control of the
11 military;

12 “(C) contributes to cooperation between the
13 United States armed forces and civilian govern-
14 mental agencies and foreign military and civilian
15 government agencies; or

16 “(D) improves international partnerships and
17 capacity on matters relating to defense and security.

18 “(d) REIMBURSEMENT.—(1) In the event of the par-
19 ticipation of United States Government participants
20 (other than personnel of the Department of Defense) in
21 activities for which payment is made under subsection (b),
22 the head of the department or agency concerned shall re-
23 imburse the Secretary of Defense for the costs associated
24 with the participation of such personnel in such contacts
25 and activities.

1 “(2) Amounts received under paragraph (1) shall be
2 deposited in the appropriation or account from which
3 amounts for the payment concerned were derived. Any
4 amounts so deposited shall be merged with amounts in
5 such appropriation or account, and shall be available for
6 the same purposes, and subject to the same conditions and
7 limitations, as amounts in such appropriation or account.

8 “(e) DEFINITIONS.—In this section:

9 “(1) The term ‘State Partnership Program’
10 means a program that establishes a defense and se-
11 curity relationship between the National Guard of a
12 State or territory and the military and security
13 forces, and related disaster management, emergency
14 response, and security ministries, of a foreign coun-
15 try.

16 “(2) The term ‘activities’, for purposes of the
17 State Partnership Program, means any military-to-
18 military activities or interagency activities for a pur-
19 pose set forth in subsection (a)(1).

20 “(3) The term ‘interagency activities’ means the
21 following:

22 “(A) Contacts between members of the Na-
23 tional Guard and foreign civilian personnel out-
24 side the ministry of defense of the foreign coun-

1 try concerned on a matter within the core com-
2 petencies of the National Guard.

3 “(B) Contacts between United States civil-
4 ian personnel and members of the military and
5 security forces of a foreign country or foreign
6 civilian personnel on a matter within the core
7 competencies of the National Guard.

8 “(4) The term ‘matter within the core com-
9 petencies of the National Guard’ means matters with
10 respect to the following:

11 “(A) Disaster response and mitigation.

12 “(B) Defense support to civil authorities.

13 “(C) Consequence management and instal-
14 lation protection.

15 “(D) Response to a chemical, biological,
16 radiological, nuclear, or explosives (CBRNE)
17 event.

18 “(E) Border and port security and co-
19 operation with civilian law enforcement.

20 “(F) Search and rescue.

21 “(G) Medicine.

22 “(H) Counter-drug and counter-narcotics
23 activities.

24 “(I) Public affairs.

1 “(J) Employer support and family support
2 for reserve forces.

3 “(5) The term ‘United States civilian personnel’
4 means the following:

5 “(A) Personnel of the United States Gov-
6 ernment (including personnel of departments
7 and agencies of the United States Government
8 other than the Department of Defense) and
9 personnel of State and local governments of the
10 United States.

11 “(B) Members and employees of the legis-
12 lative branch of the United States Government.

13 “(C) Non-governmental individuals.

14 “(6) The term ‘foreign civilian personnel’
15 means the following:

16 “(A) Civilian personnel of a foreign gov-
17 ernment at any level (including personnel of
18 ministries other than ministries of defense).

19 “(B) Non-governmental individuals of a
20 foreign country.”.

21 (2) CLERICAL AMENDMENT.—The table of sec-
22 tions at the beginning of chapter 1 of such title is
23 amended by adding at the end the following new
24 item:

“116. State Partnership Program.”.

1 (b) REPEAL OF SUPERSEDED AUTHORITY.—Section
2 1210 of the National Defense Authorization Act for Fiscal
3 Year 2010 (Public Law 111–84; 123 Stat. 2517; 32
4 U.S.C. 107 note) is repealed.

5 **SEC. 1205. AUTHORITY TO CONDUCT ACTIVITIES TO EN-**
6 **HANCE THE CAPABILITY OF CERTAIN FOR-**
7 **EIGN COUNTRIES TO RESPOND TO INCI-**
8 **DENTS INVOLVING WEAPONS OF MASS DE-**
9 **STRUCTION IN SYRIA AND THE REGION.**

10 (a) AUTHORITY.—The Secretary of Defense, with the
11 concurrence of the Secretary of State, may provide assist-
12 ance to the military and civilian response organizations of
13 Jordan, Kuwait, Bahrain, the United Arab Emirates,
14 Iraq, Turkey, and other countries in the region of Syria
15 in order for such countries to respond effectively to inci-
16 dents involving weapons of mass destruction in Syria and
17 the region.

18 (b) AUTHORIZED ELEMENTS.—Assistance provided
19 under this section may include training, equipment, and
20 supplies.

21 (c) AVAILABILITY OF FUNDS FOR ACTIVITIES
22 ACROSS FISCAL YEARS.—The Secretary of Defense may
23 use up to \$4,000,000 of the funds made available to the
24 Department of Defense for operation and maintenance for
25 a fiscal year to carry out the program authorized in sub-

1 section (a) and may provide assistance under such pro-
2 gram that begins in that fiscal year but ends in the next
3 fiscal year.

4 (d) REPORT.—Not later than 60 days after the date
5 on which the authority of subsection (a) is first exercised,
6 and annually thereafter through December 31, 2015, the
7 Secretary of Defense, in coordination with the Secretary
8 of State, shall submit to the congressional defense commit-
9 tees and the Committee on Foreign Relations of the Sen-
10 ate and the Committee on Foreign Affairs of the House
11 of Representatives an annual report to include at least the
12 following:

13 (1) A detailed description by country of assist-
14 ance provided.

15 (2) An overview of how such assistance fits
16 into, and is coordinated with, other United States ef-
17 forts to build the capability and capacity of countries
18 in the region of Syria to counter the threat of weap-
19 ons of mass destruction in Syria and the region.

20 (3) A listing of equipment and supplies pro-
21 vided to countries in the region of Syria.

22 (4) Any other matters the Secretary of Defense
23 and the Secretary of State determine appropriate.

1 (e) EXPIRATION.—The authority provided under sub-
2 section (a) may not be exercised after September 30,
3 2015.

4 **SEC. 1206. ONE-YEAR EXTENSION OF AUTHORITY TO SUP-**
5 **PORT FOREIGN FORCES PARTICIPATING IN**
6 **OPERATIONS TO DISARM THE LORD’S RESIST-**
7 **ANCE ARMY.**

8 (a) FUNDING.—Subsection (c)(1) of section 1206 of
9 the National Defense Authorization Act for Fiscal Year
10 2012 (Public Law 112–81; 125 Stat. 1624) is amended—

11 (1) by striking “fiscal years 2012 and 2013”
12 and inserting “fiscal years 2012, 2013, and 2014”;
13 and

14 (2) by striking “for operation and mainte-
15 nance” and inserting “to provide additional oper-
16 ation and maintenance funds for overseas contin-
17 gency operations being carried out by the Armed
18 Forces as specified in the funding table in section
19 4302”.

20 (b) EXPIRATION.—Subsection (h) of such section is
21 amended by striking “September 30, 2013” and inserting
22 “September 30, 2014”.

1 **SEC. 1207. MONITORING AND EVALUATION OF OVERSEAS**
2 **HUMANITARIAN, DISASTER, AND CIVIC AID**
3 **PROGRAMS OF THE DEPARTMENT OF DE-**
4 **FENSE.**

5 (a) IN GENERAL.—Of the amounts authorized to be
6 appropriated by this Act to carry out sections 401, 402,
7 404, 407, 2557, and 2561 of title 10, United States Code,
8 up to 5 percent of such amounts may be made available
9 to conduct monitoring and evaluation of programs con-
10 ducted pursuant to such authorities during fiscal year
11 2014.

12 (b) BRIEFING.—Not later than 90 days after the date
13 of the enactment of this Act, the Secretary of Defense
14 shall provide a briefing to the appropriate congressional
15 committees on mechanisms to evaluate the programs con-
16 ducted pursuant to the authorities listed in subsection (a).
17 The briefing shall include the following:

18 (1) A description of how the Department of De-
19 fense evaluates program and project outcomes and
20 impact, including cost effectiveness and extent to
21 which programs meet designated goals.

22 (2) An analysis of steps taken to implement the
23 recommendations from the following reports:

24 (A) The Government Accountability Of-
25 fice's Report entitled "Project Evaluations and

1 Better Information Sharing Needed to Manage
2 the Military’s Efforts”.

3 (B) The Department of Defense Inspector
4 General Report numbered “DODIG–2012–
5 119”.

6 (C) The RAND Corporation’s Report pre-
7 pared for the Office of the Secretary of Defense
8 entitled “Developing a Prototype Handbook for
9 Monitoring and Evaluating Department of De-
10 fense Humanitarian Assistance Projects”.

11 (c) DEFINITION.—In this section, the term “appro-
12 priate congressional committees” means the following:

13 (1) The congressional defense committees.

14 (2) The Committee on Foreign Affairs of the
15 House of Representatives and the Committee on
16 Foreign Relations of the Senate.

17 **Subtitle B—Matters Relating to**
18 **Iraq, Afghanistan, and Pakistan**

19 **SEC. 1211. ONE-YEAR EXTENSION AND MODIFICATION OF**
20 **AUTHORITY FOR REIMBURSEMENT OF CER-**
21 **TAIN COALITION NATIONS FOR SUPPORT**
22 **PROVIDED TO UNITED STATES MILITARY OP-**
23 **ERATIONS.**

24 (a) EXTENSION OF AUTHORITY.—Subsection (a) of
25 section 1233 of the National Defense Authorization Act

1 for Fiscal Year 2008 (Public Law 110–181; 122 Stat.
2 393), as most recently amended by section 1227 of the
3 National Defense Authorization Act for Fiscal Year 2013
4 (Public Law 112–239; 126 Stat. 2000), is further amend-
5 ed by striking “for fiscal year 2013” and inserting “for
6 fiscal year 2014”.

7 (b) LIMITATION ON AMOUNTS AVAILABLE.—Sub-
8 section (d) of such section, as so amended, is further
9 amended—

10 (1) in paragraph (1), by striking “during fiscal
11 year 2013 may not exceed \$1,650,000,000” and in-
12 serting “during fiscal year 2014 may not exceed
13 \$1,500,000,000”; and

14 (2) in paragraph (3), by striking “Fiscal Year
15 2013” and inserting “Fiscal Year 2014”.

16 (c) LIMITATION ON REIMBURSEMENT OF PAKISTAN
17 IN FISCAL YEAR 2014 PENDING CERTIFICATION ON
18 PAKISTAN.—

19 (1) IN GENERAL.—Effective as of the date of
20 the enactment of this Act, no amounts authorized to
21 be appropriated by this Act, and no amounts author-
22 ized to be appropriated for fiscal years before fiscal
23 year 2014 that remain available for obligation, may
24 be used for reimbursements of Pakistan under the
25 authority in subsection (a) of section 1233 of the

1 National Defense Authorization Act for Fiscal Year
2 2008, as amended by this section, until the Sec-
3 retary of Defense certifies to the congressional de-
4 fense committees each of the following:

5 (A) That Pakistan is maintaining security
6 and is not through its actions or inactions at
7 any level of government limiting or otherwise
8 restricting the movement of United States
9 equipment and supplies along the Ground Lines
10 of Communications (GLOCs) through Pakistan
11 to Afghanistan so that such equipment and
12 supplies can be transshipped and such equip-
13 ment and supplies can be retrograded out of Af-
14 ghanistan.

15 (B) That Pakistan is taking demonstrable
16 steps to—

17 (i) support counterterrorism oper-
18 ations against al Qaeda, Tehrik-i-Taliban
19 Pakistan, and other militant extremists
20 groups such as the Haqqani Network and
21 the Quetta Shura Taliban located in Paki-
22 stan;

23 (ii) disrupt the conduct of cross-bor-
24 der attacks against United States, coaliti-
25 on, and Afghanistan security forces lo-

1 cated in Afghanistan by such groups (in-
2 cluding the Haqqani Network and the
3 Quetta Shura Taliban) from bases in Paki-
4 stan;

5 (iii) counter the threat of improvised
6 explosive devices, including efforts to at-
7 tack improvised explosive device networks,
8 monitor known precursors used in impro-
9 vided explosive devices, and systematically
10 address the misuse of explosive materials
11 (including calcium ammonium nitrate) and
12 accessories and their supply to legitimate
13 end-users in a manner that impedes the
14 flow of improvised explosive devices and
15 improvised explosive device components
16 into Afghanistan; and

17 (iv) conduct cross-border coordination
18 and communication with Afghan security
19 forces and United States Armed Forces in
20 Afghanistan.

21 (C) That Pakistan is not using its military
22 or any funds or equipment provided by the
23 United States to persecute minority groups for
24 their legitimate and nonviolent political and re-
25 ligious beliefs, including the Balochi, Sindhi,

1 and Hazara ethnic groups and minority reli-
2 gious groups, including Christian, Hindu, and
3 Ahmadiyya Muslim.

4 (2) WAIVER AUTHORITY.—The Secretary of De-
5 fense may waive the limitation in paragraph (1) if
6 the Secretary certifies to the congressional defense
7 committees in writing that the waiver is in the na-
8 tional security interests of the United States and in-
9 cludes with such certification a justification for the
10 waiver.

11 **SEC. 1212. ONE-YEAR EXTENSION OF AUTHORITY TO USE**
12 **FUNDS FOR REINTEGRATION ACTIVITIES IN**
13 **AFGHANISTAN.**

14 Section 1216 of the Ike Skelton National Defense
15 Authorization Act for Fiscal Year 2011 (Public Law 111–
16 383; 124 Stat. 4392), as most recently amended by sec-
17 tion 1218 of the National Defense Authorization Act for
18 Fiscal Year 2013 (Public Law 112–239; 126 Stat. 1990),
19 is further amended—

20 (1) in subsection (a)—

21 (A) by striking “\$35,000,000” and insert-
22 ing “\$25,000,000”; and

23 (B) by striking “for fiscal year 2013” and
24 inserting “for fiscal year 2014”; and

1 (2) in subsection (e), by striking “December 31,
2 2013” and inserting “December 31, 2014”.

3 **SEC. 1213. EXTENSION OF COMMANDERS’ EMERGENCY RE-**
4 **SPONSE PROGRAM IN AFGHANISTAN.**

5 (a) ONE YEAR EXTENSION.—

6 (1) IN GENERAL.—Section 1201 of the Na-
7 tional Defense Authorization Act for Fiscal Year
8 2012 (Public Law 112–81; 125 Stat. 1619), as
9 amended by section 1221 of the National Defense
10 Authorization Act for Fiscal Year 2013 (Public Law
11 112–239; 126 Stat. 1992), is amended by striking
12 “fiscal year 2013” each place it appears and insert-
13 ing “fiscal year 2014”.

14 (2) CONFORMING AMENDMENT.—The heading
15 of subsection (a) of such section is amended by
16 striking “FISCAL YEAR 2013” and inserting “FIS-
17 CAL YEAR 2014”.

18 (b) AMOUNT OF FUNDS AVAILABLE DURING FISCAL
19 YEAR 2014.—Subsection (a) of such section is further
20 amended by striking “\$200,000,000” and inserting
21 “\$60,000,000”.

1 **SEC. 1214. EXTENSION OF AUTHORITY TO SUPPORT OPER-**
2 **ATIONS AND ACTIVITIES OF THE OFFICE OF**
3 **SECURITY COOPERATION IN IRAQ.**

4 (a) **LIMITATION ON AMOUNT.**—Subsection (c) of sec-
5 tion 1215 of the National Defense Authorization Act for
6 Fiscal Year 2012 (Public Law 112–81; 125 Stat. 1631),
7 as amended by section 1211 of the National Defense Au-
8 thorization Act for Fiscal Year 2013 (Public Law 112–
9 239; 126 Stat. 1982), is further amended by striking “fis-
10 cal year 2012” and all that follows and inserting “fiscal
11 year 2014 may not exceed \$209,000,000.”.

12 (b) **SOURCE OF FUNDS.**—Subsection (d) of such sec-
13 tion, as so amended, is further amended—

14 (1) by striking “fiscal year 2012 or fiscal year
15 2013” and inserting “fiscal year 2014”; and

16 (2) by striking “fiscal year 2012 or 2013, as
17 the case may be,” and inserting “that fiscal year”.

18 (c) **ADDITIONAL AUTHORITY FOR THE ACTIVITIES**
19 **OF THE OFFICE OF SECURITY COOPERATION IN IRAQ.**—

20 Subsection (f) of such section, as so amended, is further
21 amended—

22 (1) by striking “fiscal year 2013” and inserting
23 “fiscal year 2014”; and

24 (2) by striking “and Counter Terrorism Serv-
25 ice”.

1 **SEC. 1215. ONE-YEAR EXTENSION AND MODIFICATION OF**
2 **AUTHORITY FOR PROGRAM TO DEVELOP AND**
3 **CARRY OUT INFRASTRUCTURE PROJECTS IN**
4 **AFGHANISTAN.**

5 Section 1217(f) of the Ike Skelton National Defense
6 Authorization Act for Fiscal Year 2011 (Public Law 111–
7 383; 124 Stat. 4393), as most recently amended by sec-
8 tion 1219 of the National Defense Authorization Act for
9 Fiscal Year 2013 (Public Law 112–239; 126 Stat. 1991),
10 is further amended—

11 (1) in paragraph (1), by adding at the end the
12 following new subparagraph:

13 “(C) Up to \$279,000,000 made available
14 to the Department of Defense for operation and
15 maintenance for fiscal year 2014.”;

16 (2) in paragraph (2)—

17 (A) in the matter preceding subparagraph
18 (A)—

19 (i) by striking “fiscal year 2011” and
20 inserting “fiscal year 2013”; and

21 (ii) by inserting “, or phase of a
22 project,” after “each project”;

23 (B) by redesignating subparagraph (C) as
24 subparagraph (D); and

25 (C) by inserting after subparagraph (B)
26 the following new subparagraph:

1 “(C) An assessment of the capability of the
2 Afghan National Security Forces (ANSF) to
3 provide security for such project after January
4 1, 2015, including ANSF force levels required
5 to secure the project. Such assessment should
6 include the estimated costs of providing security
7 and whether or not the Government of Afghani-
8 stan is committed to providing such security.”;
9 and

10 (3) in paragraph (3), by adding at the end the
11 following new subparagraph:

12 “(D) In the case of funds for fiscal year
13 2014, until September 30, 2015.”.

14 **SEC. 1216. SPECIAL IMMIGRANT VISAS FOR CERTAIN IRAQI**
15 **AND AFGHAN ALLIES.**

16 (a) PROTECTION FOR AFGHAN ALLIES.—Section
17 602(b) of the Afghan Allies Protection Act of 2009 (8
18 U.S.C. 1101 note) is amended—

19 (1) in paragraph (2)(A)(ii), by striking “on or
20 after October 7, 2001,” and inserting “during the
21 period beginning on October 7, 2001, and ending on
22 December 31, 2014,”;

23 (2) in paragraph (2)(D), by adding at the end
24 the following: “A principal alien described in sub-
25 paragraph (A) seeking special immigrant status

1 under this section shall apply for an approval de-
2 scribed in this subparagraph not later than Sep-
3 tember 30, 2015.”; and

4 (3) in paragraph (3)(A), by striking “2013.”
5 and inserting “2013, and may not exceed 435 for
6 each of fiscal years 2014, 2015, 2016, 2017, and
7 2018.”.

8 (b) SPECIAL IMMIGRANT STATUS FOR CERTAIN
9 IRAQIS.—Section 1244(a)(1) of the Refugee Crisis in Iraq
10 Act of 2007 (8 U.S.C. 1157 note) is amended by striking
11 the semicolon at the end and inserting “on or before the
12 date of the enactment of the National Defense Authoriza-
13 tion Act for Fiscal Year 2014;”.

14 **SEC. 1217. REQUIREMENT TO WITHHOLD DEPARTMENT OF**
15 **DEFENSE ASSISTANCE TO AFGHANISTAN IN**
16 **AMOUNT EQUIVALENT TO 100 PERCENT OF**
17 **ALL TAXES ASSESSED BY AFGHANISTAN TO**
18 **EXTENT SUCH TAXES ARE NOT REIMBURSED**
19 **BY AFGHANISTAN.**

20 (a) REQUIREMENT TO WITHHOLD ASSISTANCE TO
21 AFGHANISTAN.—An amount equivalent to 100 percent of
22 the total taxes assessed during fiscal year 2013 by the
23 Government of Afghanistan on all Department of Defense
24 assistance shall be withheld by the Secretary of Defense
25 from obligation from funds appropriated for such assist-

1 ance for fiscal year 2014 to the extent that the Secretary
2 of Defense certifies and reports in writing to the Commit-
3 tees on Armed Services of the Senate and the House of
4 Representatives that such taxes have not been reimbursed
5 by the Government of Afghanistan to the Department of
6 Defense or the grantee, contractor, or subcontractor con-
7 cerned.

8 (b) WAIVER AUTHORITY.—The Secretary of Defense
9 may waive the requirement in subsection (a) if the Sec-
10 retary determines that such a waiver is necessary to
11 achieve United States goals in Afghanistan.

12 (c) REPORT.—Not later than 180 days after the date
13 of the enactment of this Act, the Secretary of Defense
14 shall submit to the Committees on Armed Services of the
15 Senate and the House of Representatives a report on the
16 total taxes assessed during fiscal year 2013 by the Govern-
17 ment of Afghanistan on all Department of Defense assist-
18 ance.

19 (d) DEPARTMENT OF DEFENSE ASSISTANCE DE-
20 FINED.—In this section, the term “Department of De-
21 fense assistance” means funds provided during fiscal year
22 2013 to Afghanistan by the Department of Defense, either
23 directly or through grantees, contractors, or subcontrac-
24 tors.

1 **SEC. 1218. IMPROVEMENT OF THE IRAQI SPECIAL IMMI-**
2 **GRANT VISA PROGRAM.**

3 The Refugee Crisis in Iraq Act of 2007 (8 U.S.C.
4 1157 note) is amended—

5 (1) in section 1242, by amending subsection (c)
6 to read as follows:

7 “(c) IMPROVED APPLICATION PROCESS.—Not later
8 than 120 days after the date of the enactment of the Na-
9 tional Defense Authorization Act for Fiscal Year 2014,”;

10 (2) in section 1244, as amended by this Act, is
11 further amended—

12 (A) by amending subsection (a) to read as
13 follows:

14 “(a) IN GENERAL.—Subject to subsection (c), the
15 Secretary of Homeland Security, or, notwithstanding any
16 other provision of law, the Secretary of State in consulta-
17 tion with the Secretary of Homeland Security, may pro-
18 vide an alien described in subsection (b) with the status
19 of a special immigrant under section 101(a)(27) of the Im-
20 migration and Nationality Act (8 U.S.C. 1101 (a)(27)),
21 and shall, in consultation with the Secretary of Defense,
22 ensure efficiency by which applications for special immi-
23 grant visas under section 1244(a) are processed so that
24 all steps incidental to the issuance of such visas, including
25 required screenings and background checks, are completed

1 not later than 9 months after the date on which an eligible
2 alien applies for such visa, if the alien—”.

3 (B) in subsection (b)—

4 (i) in paragraph (4) by adding at the
5 end the following:

6 “(A) REVIEW PROCESS FOR DENIAL BY
7 CHIEF OF MISSION.—

8 “(i) IN GENERAL.—An applicant who
9 has been denied Chief of Mission approval
10 required by subparagraph (A) shall—

11 “(I) receive a written decision;
12 and

13 “(II) be provided 120 days from
14 the date of the decision to request re-
15 opening of the decision to provide ad-
16 ditional information, clarify existing
17 information, or explain any unfavor-
18 able information.

19 “(ii) SENIOR COORDINATOR.—The
20 Secretary of State shall designate, in the
21 Embassy of the United States in Baghdad,
22 Iraq, a senior coordinator responsible for
23 overseeing the efficiency and integrity of
24 the processing of special immigrant visas
25 under this section, who shall be given—

1 “(I) sufficiently high security
2 clearance to review Chief of Mission
3 denials in cases that appear to have
4 relied upon insufficient or incorrect
5 information; and

6 “(II) responsibility for ensuring
7 that an applicant described in clause
8 (i) receives the information described
9 in clause (i)(I).”.

10 (3) in section 1248, by adding at the end the
11 following:

12 “(f) REPORT ON IMPROVEMENTS.—

13 “(1) IN GENERAL.—Not later than 120 days
14 after the date of the enactment of the National De-
15 fense Authorization Act for Fiscal Year 2014, the
16 Secretary of State and the Secretary of Homeland
17 Security, in consultation with the Secretary of De-
18 fense, shall submit a report, with a classified annex,
19 if necessary, to—

20 “(A) the Committee on the Judiciary of
21 the Senate;

22 “(B) the Committee on Foreign Relations
23 of the Senate;

24 “(C) the Committee on the Judiciary of
25 the House of Representatives; and

1 “(D) the Committee on Foreign Affairs of
2 the House of Representatives.

3 “(2) CONTENTS.—The report submitted under
4 paragraph (1) shall describe the implementation of
5 improvements to the processing of applications for
6 special immigrant visas under section 1244(a), in-
7 cluding information relating to—

8 “(A) enhancing existing systems for con-
9 ducting background and security checks of per-
10 sons applying for special immigrant status,
11 which shall—

12 “(i) support immigration security; and

13 “(ii) provide for the orderly processing
14 of such applications without delay;

15 “(B) the financial, security, and personnel
16 considerations and resources necessary to carry
17 out this subtitle;

18 “(C) the number of aliens who have ap-
19 plied for special immigrant visas under section
20 1244 during each month of the preceding fiscal
21 year;

22 “(D) the reasons for the failure to expedi-
23 tiously process any applications that have been
24 pending for longer than 9 months;

1 “(E) the total number of applications that
2 are pending due to the failure—

3 “(i) to receive approval from the Chief
4 of Mission;

5 “(ii) for U.S. Citizenship and Immi-
6 gration Services to complete the adjudica-
7 tion of the Form I-360;

8 “(iii) to conduct a visa interview; or

9 “(iv) to issue the visa to an eligible
10 alien;

11 “(F) the average wait times for an appli-
12 cant at each of the stages described in subpara-
13 graph (E);

14 “(G) the number of denials or rejections at
15 each of the stages described in subparagraph
16 (E); and

17 “(H) a breakdown of reasons for denials at
18 by the Chief of Mission based on the categories
19 already made available to denied special immi-
20 grant visa applicants in the denial letter sent to
21 them by the Chief of Mission.

22 “(g) PUBLIC QUARTERLY REPORTS.—Not later than
23 120 days after the date of the enactment of the National
24 Defense Authorization Act for Fiscal Year 2014, and
25 every 3 months thereafter, the Secretary of State and the

1 Secretary of Homeland Security, in consultation with the
2 Secretary of Defense, shall publish a report on the website
3 of the Department of State that describes the efficiency
4 improvements made in the process by which applications
5 for special immigrant visas under section 1244(a) are
6 processed, including information described in subpara-
7 graphs (C) through (H) of subsection (f)(2).”.

8 **SEC. 1219. IMPROVEMENT OF THE AFGHAN SPECIAL IMMI-**
9 **GRANT VISA PROGRAM.**

10 Section 602(b) of the Afghan Allies Protection Act
11 of 2009 (8 U.S.C. 1101 note) is amended—

12 (1) in paragraph (2)—

13 (A) in subparagraph (D)—

14 (i) by adding at the end the following:

15 “(ii) REVIEW PROCESS FOR DENIAL
16 BY CHIEF OF MISSION.—

17 “(I) IN GENERAL.—An applicant
18 who has been denied Chief of Mission
19 approval shall—

20 “(aa) receive a written deci-
21 sion; and

22 “(bb) be provided 120 days
23 from the date of receipt of such
24 opinion to request reconsider-
25 ation of the decision to provide

1 additional information, clarify ex-
2 isting information, or explain any
3 unfavorable information.

4 “(II) SENIOR COORDINATOR.—

5 The Secretary of State shall des-
6 ignate, in the Embassy of the United
7 States in Kabul, Afghanistan, a senior
8 coordinator responsible for overseeing
9 the efficiency and integrity of the
10 processing of special immigrant visas
11 under this section, who shall be
12 given—

13 “(aa) sufficiently high secu-
14 rity clearance to review Chief of
15 Mission denials in cases that ap-
16 pear to have relied upon insuffi-
17 cient or incorrect information;
18 and

19 “(bb) responsibility for en-
20 suring that an applicant de-
21 scribed in subclause (I) receives
22 the information described in sub-
23 clause (I)(aa).”;

24 (2) in paragraph (4)—

1 (A) in the heading, by striking “PROHIBI-
2 TION ON FEES” and inserting “APPLICATION
3 PROCESS”;

4 (B) by striking “The Secretary” and in-
5 serting the following:

6 “(A) IN GENERAL.—Not later than 120
7 days after the date of enactment of the Na-
8 tional Defense Authorization Act for Fiscal
9 Year 2014, the Secretary of State and the Sec-
10 retary of Homeland Security, in consultation
11 with the Secretary of Defense, shall improve the
12 efficiency by which applications for special im-
13 migrant visas under paragraph (1) are proc-
14 essed so that all steps incidental to the issuance
15 of such visas, including required screenings and
16 background checks, are completed not later
17 than 6 months after the date on which an eligi-
18 ble alien applies for such visa.

19 “(B) PROHIBITION ON FEES.—The Sec-
20 retary”; and

21 (4) by adding at the end the following:

22 “(12) REPORT ON IMPROVEMENTS.—Not later
23 than 120 days after the date of the enactment of the
24 National Defense Authorization Act for Fiscal Year
25 2014, the Secretary of State and the Secretary of

1 Homeland Security, in consultation with the Sec-
2 retary of Defense, shall submit to the appropriate
3 committees of Congress a report, with a classified
4 annex, if necessary, that describes the implementa-
5 tion of improvements to the processing of applica-
6 tions for special immigrant visas under this sub-
7 section, including information relating to—

8 “(A) enhancing existing systems for con-
9 ducting background and security checks of per-
10 sons applying for special immigrant status,
11 which shall—

12 “(i) support immigration security; and

13 “(ii) provide for the orderly processing
14 of such applications without delay;

15 “(B) the financial, security, and personnel
16 considerations and resources necessary to carry
17 out this section;

18 “(C) the number of aliens who have ap-
19 plied for special immigrant visas under this
20 subsection during each month of the preceding
21 fiscal year;

22 “(D) the reasons for the failure to expedi-
23 tiously process any applications that have been
24 pending for longer than 9 months;

1 “(E) the total number of applications that
2 are pending due to the failure—

3 “(i) to receive approval from the Chief
4 of Mission;

5 “(ii) for U.S. Citizenship and Immi-
6 gration Services to complete the adjudica-
7 tion of the Form I-360;

8 “(iii) to conduct a visa interview; or

9 “(iv) to issue the visa to an eligible
10 alien;

11 “(F) the average wait times for an appli-
12 cant at each of the stages described in subpara-
13 graph (E);

14 “(G) the number of denials or rejections at
15 each of the stages described in subparagraph
16 (E); and

17 “(H) a breakdown of reasons for denials
18 by the Chief of Mission based on the categories
19 already made available to denied special immi-
20 grant visa applicants in the denial letter sent to
21 them by the Chief of Mission.

22 “(13) PUBLIC QUARTERLY REPORTS.—Not
23 later than 120 days after the date of the enactment
24 of the National Defense Authorization Act for Fiscal
25 Year 2014, and every 3 months thereafter, the Sec-

1 retary of State and the Secretary of Homeland Secu-
2 rity, in consultation with the Secretary of Defense,
3 shall publish a report on the website of the Depart-
4 ment of State that describes the efficiency improve-
5 ments made in the process by which applications for
6 special immigrant visas under this subsection are
7 processed, including information described in sub-
8 paragraph (C) through (H) of paragraph (12).”.

9 **SEC. 1220. SENSE OF CONGRESS.**

10 (a) **PURPOSE.**—Expressing the Sense of the House
11 or Representatives that the Special Immigration Visa pro-
12 grams authorized in the National Defense Authorization
13 Act for Fiscal Year 2008 and the Afghan Allies Protection
14 Act of 2009 are critical to the United States national secu-
15 rity, and that these programs must be reformed and ex-
16 tended in order to meet the Congressional intent with
17 which they were created.

18 (b) **FINDINGS.**—Congress finds the following:

19 (1) Congress created the Special Immigration
20 Visa program for the purposes of protecting and aid-
21 ing the many brave Iraqis and Afghans whose lives,
22 and the lives of their families, were endangered as
23 a result of their faithful and valuable service to the
24 United States during Operations Enduring Freedom
25 and Iraqi Freedom.

1 (2) The Iraq Special Immigrant Visa program
2 is set to expire at the end of fiscal year 2013.

3 (3) The Afghanistan Special Immigrant Visa
4 program is set to expire at the end of fiscal year
5 2014.

6 (4) Despite the pending expiration of the Spe-
7 cial Immigrant Visa programs, many brave Iraqis,
8 Afghans, and their families, continue to face ongoing
9 and serious threats as a result of their employment
10 by or on behalf of the United States Government.

11 (5) Between FY08–FY12, only 22 percent of
12 the available Iraqi SIVs (5,500 visas out of 25,000
13 visas) have been issued and 12 percent of the avail-
14 able Afghan SIVs (1,051 visas out of 8,500 visas)
15 have been issued.

16 (6) As the Washington Post reported in Octo-
17 ber 2012, over 5,000 documentarily complete Af-
18 ghan SIV applications remained in a backlog.

19 (7) The implementation of the Special Immigra-
20 tion Visa programs has been protracted and ineffi-
21 cient.

22 (8) The application and approval process for
23 the Special Immigration Visa program is unneces-
24 sarily opaque and difficult to navigate.

1 (9) Applicants in both Iraq and Afghanistan
2 often have effusive recommendations from numerous
3 military personnel, have served the United States
4 war efforts for many years, and have served val-
5 iantly, in some instances literally taking a bullet for
6 a United States service member, and yet are denied
7 approval for a Special Immigration Visa with little
8 to no transparency.

9 (10) Overly narrow provisions contained in the
10 Afghan Allies Protection Act of 2009 leave many de-
11 serving Afghans and their families in need of United
12 States assistance, but unable to access the Special
13 Immigration Visa program.

14 (11) The United States has a responsibility to
15 follow through on its promise to protect those Iraqis
16 and Afghans who have risked their lives to aid our
17 troops and protect America's security.

18 (12) The extension and reform of the Iraq and
19 Afghanistan Special Immigrant Visa programs is a
20 matter of national security.

21 (13) The extension and reform of the Afghan
22 Special Immigrant Visa program is essential to the
23 United States mission in Afghanistan.

1 (c) SENSE OF THE HOUSE.—It is the sense of the
2 House of Representatives that the Iraq and Afghanistan
3 Special Immigrant Visa programs should be—

4 (1) reformed by—

5 (A) ensuring applications are processed in
6 a timely, and transparent fashion;

7 (B) providing parity between the two Spe-
8 cial Immigrant Visa programs so that Afghan
9 principal applicants, like Iraqi principal appli-
10 cants, are able to include their spouse, children,
11 siblings, and parents; and

12 (C) expanding eligibility for the Special
13 Immigrant Visa programs to Afghan or Iraqi
14 men and women employed by, or on behalf of,
15 a media or nongovernmental organization
16 headquartered in the United States, or an orga-
17 nization or entity closely associated with the
18 United States mission in Iraq or Afghanistan
19 that has received United States Government
20 funding through an official and documented
21 contract, award, grant, or cooperative agree-
22 ment; and

23 (2) extended in—

1 (A) Iraq through the year 2018, without
2 authorizing any additional Special Immigrant
3 Visas as authorized in the original statute; and

4 (B) Afghanistan through the year 2018,
5 without authorizing any additional Special Im-
6 migrant Visas as authorized in the original
7 statute.

8 **Subtitle C—Matters Relating to**
9 **Afghanistan Post 2014**

10 **SEC. 1221. MODIFICATION OF REPORT ON PROGRESS TO-**
11 **WARD SECURITY AND STABILITY IN AFGHAN-**
12 **ISTAN.**

13 (a) IN GENERAL.—Section 1230 of the National De-
14 fense Authorization Act for Fiscal Year 2008 (Public Law
15 110–181; 122 Stat. 385), as most recently amended by
16 section 1214(a) of the National Defense Authorization Act
17 for Fiscal Year 2013 (Public Law 112–239; 126 Stat.
18 1986), is further amended—

19 (1) by redesignating subsections (f), (g), and
20 (h) as subsections (h), (i), and (j), respectively; and

21 (2) by inserting after subsection (e) the fol-
22 lowing new subsections:

23 “(f) MATTERS TO BE INCLUDED: REDEPLOYMENT
24 OF UNITED STATES ARMED FORCES FROM AFGHANI-
25 STAN.—The report required under subsection (a) shall in-

1 clude a detailed description of the following matters relat-
2 ing to the redeployment of United States Armed Forces
3 from Afghanistan:

4 “(1) The number and a description of United
5 States Armed Forces redeployed, vehicles and equip-
6 ment redeployed, and bases closed during the report-
7 ing period.

8 “(2) A summary of tasks and functions con-
9 ducted by the United States Armed Forces or the
10 Department of Defense that have been transferred
11 to other United States Government departments and
12 agencies, Afghan Government ministries and agen-
13 cies, other foreign governments, or nongovernmental
14 organizations, or discontinued during the reporting
15 period. The summary shall include a discussion of
16 the formal and informal arrangements and working
17 groups that have been established to coordinate and
18 execute the transfer of such tasks and functions.

19 “(g) MATTERS TO BE INCLUDED: ASSESSMENT OF
20 CAPABILITY OF ANSF TO PROVIDE OPERATIONS AND
21 MAINTENANCE FUNCTIONS.—The report required under
22 subsection (a) shall include a detailed assessment of the
23 capability of the Afghan National Security Forces (ANSF)
24 to provide operations and maintenance functions for infra-

1 structure projects constructed for the ANSF after Janu-
2 ary 1, 2015, including—

3 “(1) a description of training provided to the
4 ANSF by the United States and the International
5 Security Assistance Force;

6 “(2) a comprehensive evaluation of operations
7 and maintenance capabilities and skills; and

8 “(3) the Government of Afghanistan’s financial
9 wherewithal to perform or contract out such func-
10 tions.”.

11 (b) EFFECTIVE DATE.—The amendments made this
12 section apply with respect to any report required to be
13 submitted under section 1230 of the National Defense Au-
14 thorization Act for Fiscal Year 2008 (Public Law 110–
15 181; 122 Stat. 385) on or after the date of the enactment
16 of this Act.

17 **SEC. 1222. COMPLETION OF ACCELERATED TRANSITION OF**
18 **UNITED STATES COMBAT AND MILITARY AND**
19 **SECURITY OPERATIONS TO THE GOVERN-**
20 **MENT OF AFGHANISTAN.**

21 (a) IN GENERAL.—It is the policy of the United
22 States that, in coordination with the Government of Af-
23 ghanistan, North Atlantic Treaty Organization (NATO)
24 member countries, and other allies in Afghanistan, the
25 President shall—

1 (1) complete the accelerated transition of
2 United States combat operations to the Government
3 of Afghanistan by not later than December 31,
4 2013;

5 (2) complete the accelerated transition of
6 United States military and security operations to the
7 Government of Afghanistan and redeploy United
8 States Armed Forces from Afghanistan (including
9 operations involving military and security-related
10 contractors) by not later than December 31, 2014;
11 and

12 (3) pursue robust negotiations leading to a po-
13 litical settlement and reconciliation of the internal
14 conflict in Afghanistan, to include the Government
15 of Afghanistan, all interested parties within Afghani-
16 stan and with the observance and support of rep-
17 resentatives of donor nations active in Afghanistan
18 and regional governments and partners in order to
19 secure a secure and independent Afghanistan and
20 regional security and stability.

21 (b) SENSE OF CONGRESS.—It is the sense of Con-
22 gress that should the President determine the necessity
23 to maintain United States troops in Afghanistan to carry
24 out missions after December 31, 2014, and such presence

1 and missions should be authorized by a separate vote of
2 Congress not later than June 1, 2014.

3 (c) **RULE OF CONSTRUCTION.**—Nothing in this sec-
4 tion shall be construed so as to limit or prohibit any au-
5 thority of the President to—

6 (1) modify the military strategy, tactics, and
7 operations of United States Armed Forces as such
8 Armed Forces redeploy from Afghanistan;

9 (2) attack Al Qaeda forces wherever such forces
10 are located;

11 (3) provide financial support and equipment to
12 the Government of Afghanistan for the training and
13 supply of Afghanistan military and security forces;
14 or

15 (4) gather, provide, and share intelligence with
16 United States allies operating in Afghanistan and
17 Pakistan.

18 **SEC. 1223. DEFENSE INTELLIGENCE PLAN.**

19 (a) **PLAN REQUIRED.**—Not later than 180 days after
20 the date of the enactment of this Act, the Secretary of
21 Defense shall submit to the congressional defense commit-
22 tees, the Permanent Select Committee on Intelligence of
23 the House of Representatives, and the Select Committee
24 on Intelligence of the Senate a Department of Defense
25 plan regarding covered defense intelligence assets in rela-

1 tion to the drawdown of the United States Armed Forces
2 in Afghanistan. Such plan shall include—

3 (1) a description of the covered defense intel-
4 ligence assets;

5 (2) a description of any such assets to remain
6 in Afghanistan after December 31, 2014, to con-
7 tinue to support military operations;

8 (3) a description of any such assets that will be
9 or have been reallocated to other locations outside of
10 the United States in support of the Department of
11 Defense;

12 (4) the defense intelligence priorities that will
13 be or have been addressed with the reallocation of
14 such assets from Afghanistan;

15 (5) the necessary logistics, operations, and
16 maintenance plans to operate in the locations where
17 such assets will be or have been reallocated, includ-
18 ing personnel, basing, and any host country agree-
19 ments; and

20 (6) a description of any such assets that will be
21 or have been returned to the United States.

22 (b) COVERED DEFENSE INTELLIGENCE ASSETS DE-
23 FINED.—In this section, the term “covered defense intel-
24 ligence assets” means Department of Defense intelligence
25 assets and personnel supporting military operations in Af-

1 ghanistan at any time during the one-year period ending
2 on the date of the enactment of this Act.

3 **SEC. 1224. LIMITATION ON AVAILABILITY OF FUNDS FOR**
4 **CERTAIN AUTHORITIES FOR AFGHANISTAN.**

5 (a) REINTEGRATION ACTIVITIES AND INFRASTRUC-
6 TURE PROJECTS IN AFGHANISTAN.—

7 (1) IN GENERAL.—None of the funds author-
8 ized to be appropriated by this Act may be obligated
9 or expended to carry out the provisions of law de-
10 scribed in paragraph (2) until 15 days after the date
11 on which the Secretary of Defense submits to the
12 specified congressional committees the certification
13 described in subsection (d).

14 (2) PROVISIONS OF LAW.—The provisions of
15 law referred to in paragraph (1) are the following:

16 (A) Section 1216 of the Ike Skelton Na-
17 tional Defense Authorization Act for Fiscal
18 Year 2011 (Public Law 111–383; 124 Stat.
19 4392; relating to authority to use funds for re-
20 integration activities in Afghanistan).

21 (B) Section 1217 of the Ike Skelton Na-
22 tional Defense Authorization Act for Fiscal
23 Year 2011 (Public Law 111–383; 124 Stat.
24 4393; relating to authority for program to de-

1 velop and carry out infrastructure projects in
2 Afghanistan).

3 (b) **COMMANDERS' EMERGENCY RESPONSE PRO-**
4 **GRAM IN AFGHANISTAN.**—Of the funds authorized to be
5 appropriated by this Act to carry out section 1201 of the
6 National Defense Authorization Act for Fiscal Year 2012
7 (Public Law 112–81; 125 Stat. 1619; relating to the Com-
8 manders' Emergency Response Program in Afghanistan),
9 \$45,000,000 may not be obligated or expended until 15
10 days after the date on which the Secretary of Defense sub-
11 mits to the specified congressional committees the certifi-
12 cation described in subsection (d).

13 (c) **AFGHANISTAN SECURITY FORCES FUND.**—Of the
14 funds authorized to be appropriated by this Act for the
15 Afghanistan Security Forces Fund, \$2,615,000,000 may
16 not be obligated or expended until 15 days after the date
17 on which the Secretary of Defense submits to the specified
18 congressional committees the certification described in
19 subsection (d).

20 (d) **CERTIFICATION DESCRIBED.**—The certification
21 referred to in subsections (a), (b), and (c) is a certification
22 of the Secretary of Defense, in consultation with the Sec-
23 retary of State, that the United States and Afghanistan
24 have signed a bilateral security agreement that—

1 (1) protects the Department of Defense, its
2 military and civilian personnel, and contractors from
3 liability to pay any tax, or similar charge, associated
4 with efforts to carry out missions in the territory of
5 Afghanistan that have been agreed to by both the
6 Government of the United States and the Govern-
7 ment of Afghanistan;

8 (2) ensures exclusive jurisdiction for the United
9 States over United States Armed Forces located in
10 Afghanistan;

11 (3) ensures that there is no infringement on the
12 right of self-defense of the United States military
13 mission or United States military personnel in Af-
14 ghanistan;

15 (4) ensures that the United States military in
16 Afghanistan is permitted to take the efforts deemed
17 necessary to protect other United States Govern-
18 ment offices and personnel in Afghanistan as may be
19 required;

20 (5) ensures that the United States military mis-
21 sion in Afghanistan has sufficient access to bases
22 and basing rights as may be necessary to carry out
23 the activities in Afghanistan that the President has
24 assigned to the military; and

1 (6) ensures that the United States has the free-
2 dom of movement to carry out those military mis-
3 sions as may be required to continue the effort to
4 defeat al Qaeda and its associated forces.

5 (e) SPECIFIED CONGRESSIONAL COMMITTEES.—In
6 this section, the term “specified congressional commit-
7 tees” means—

- 8 (1) the congressional defense committees; and
- 9 (2) the Committee on Foreign Relations of the
10 Senate and the Committee on Foreign Affairs of the
11 House of Representatives.

12 **SEC. 1225. LIMITATION ON FUNDS TO ESTABLISH PERMA-**
13 **NENT MILITARY INSTALLATIONS OR BASES**
14 **IN AFGHANISTAN.**

15 None of the funds authorized to be appropriated by
16 this Act may be obligated or expended by the United
17 States Government to establish any military installation
18 or base for the purpose of providing for the permanent
19 stationing of United States Armed Forces in Afghanistan.

1 contingency operations funding for such efforts to
2 long-term, sustainable funding sources.

3 (c) FORM.—The report required by subsection (a)
4 shall be submitted in unclassified form, but may contain
5 a classified annex, if necessary.

6 **SEC. 1232. ADDITIONAL ELEMENTS IN ANNUAL REPORT ON**
7 **MILITARY POWER OF IRAN.**

8 (a) IN GENERAL.—Section 1245(b)(3) of the Na-
9 tional Defense Authorization Act for Fiscal Year 2010
10 (Public Law 111–84; 123 Stat. 2542) is amended—

11 (1) in subparagraph (C), by striking “and” at
12 the end;

13 (2) in subparagraph (D), by striking the period
14 at the end and inserting a semicolon; and

15 (3) by adding at the end the following new sub-
16 paragraphs:

17 “(E) a description of the strategy and
18 structure of the global Iranian Threat Network
19 and an assessment of the capability of such
20 Network and how such Network operates to re-
21 inforce Iran’s grand strategy;

22 “(F) a description of the gaps in intel-
23 ligence of the Department of Defense with re-
24 spect to Iran and a prioritization of those gaps
25 in intelligence by operational need; and

1 “(G) an analysis of how sanctions on Iran
2 are effecting its military capability and its abil-
3 ity to export terrorism to proxy groups within
4 its Threat Network.”.

5 (b) **EFFECTIVE DATE.**—The amendments made by
6 this section shall take effect on the date of the enactment
7 of this Act and shall apply with respect to reports required
8 to be submitted under section 1245 of the National De-
9 fense Authorization Act for Fiscal Year 2010, as so
10 amended, on or after that date.

11 **SEC. 1233. SENSE OF CONGRESS ON THE DEFENSE OF THE**
12 **ARABIAN GULF.**

13 (a) **FINDINGS.**—Congress finds the following:

14 (1) In response to U.S. Central Command re-
15 quirements, the United States Navy has maintained,
16 on average, more than one aircraft carrier in the
17 Arabian Gulf for more than five years.

18 (2) In February 2013, the senior leadership of
19 the Department of Defense elected to reduce the
20 number of aircraft carriers deployed to the Arabian
21 Gulf in light of budget constraints and limitation of
22 the overall carrier force structure to support the two
23 aircraft carrier requirement.

24 (3) In reference to the decision to indefinitely
25 delay the deployment of the USS Harry Truman,

1 CVN 75, and the USS Gettysburg, its cruiser escort,
2 Chairman of the Joint Chiefs, General Martin
3 Dempsey stated, “We’re trying to stretch our readi-
4 ness out by keeping this particular carrier in home-
5 port in our global response force, so if something
6 happens elsewhere in the world, we can respond to
7 it. Had we deployed it and ‘consumed’ that readi-
8 ness, we could have created a situation where down-
9 stream we wouldn’t have a carrier present in certain
10 parts of the world at all.”

11 (4) Highlighting the risks of having only one
12 aircraft carrier in the region and relying on land-
13 based aircraft, General Dempsey stated, “When you
14 have carrier-based aircraft, you have complete au-
15 tonomy and control over when you use them. When
16 you use land-based aircraft, you often have to have
17 host-nation permission to use them.”

18 (5) Addressing the perception of the United
19 States commitment to the region, General James
20 Mattis, Commander of U.S. Central Command, tes-
21 tified in March 2013, “Perhaps the greatest risk to
22 U.S. interests in the region is a perceived lack of an
23 enduring U.S. commitment to collective interests
24 and the security of our regional partners.” He went
25 on to testify that, “The drawdown of our forces can

1 be misinterpreted as a lack of attention, a lack of
2 commitment to the region.”.

3 (b) SENSE OF CONGRESS.—It is the sense of Con-
4 gress that—

5 (1) maintaining only one aircraft carrier battle
6 group in the Arabian Gulf constrains United States’
7 options and could put at risk the ability to have di-
8 versified platforms from which to defend the Ara-
9 bian Gulf and, if necessary, to conduct military oper-
10 ations to prevent Iran from threatening the United
11 States, United States allies, or Iran’s neighbors with
12 nuclear weapons;

13 (2) it is in the interests of the United States to
14 maintain both land-based and sea-based capabilities
15 in the region to project force;

16 (3) land-based locations in the region could re-
17 strict United States military options and critically
18 impact the operational capability if required to con-
19 duct a defense of the Arabian Gulf because the
20 United States has not finalized bilateral security
21 agreements with key Gulf Cooperation Council coun-
22 tries;

23 (4) as a result of these and other critical limita-
24 tions associated with maintaining one aircraft car-
25 rier battle group in the Arabian Gulf, United States

1 military commanders have expressed concerns about
2 the operational constraints, the increasing uncer-
3 tainty among United States allies, and the
4 emboldening of potential adversaries such as Iran;

5 (5) regarding the ability of the United States
6 Navy to maintain a two aircraft carrier presence in
7 the Arabian Gulf, the Chief of Naval Operations,
8 Admiral Jonathan Greenert, stated, “We need 11
9 carriers to do the job. That’s been pretty clearly
10 written, and that’s underwritten in our defense stra-
11 tegic guidance.”.

12 (6) the United States should construct and suf-
13 ficiently sustain a fleet of at least eleven aircraft
14 carriers and associated battle force ships in order to
15 meet current and future requirements and to sup-
16 port at least a two aircraft carrier battle group pres-
17 ence in the Arabian Gulf, in addition to meeting
18 other operational requirements; and

19 (7) the United States should finalize bilateral
20 agreements with key Gulf Cooperation Council coun-
21 tries that support the Defense of the Arabian Gulf
22 requirements, at the earliest possible date.

1 **SEC. 1234. INTEGRATED AIR AND MISSILE DEFENSE PRO-**
2 **GRAMS AT TRAINING LOCATIONS IN SOUTH-**
3 **WEST ASIA.**

4 Section 544(c)(1) of the Foreign Assistance Act of
5 1961 (22 U.S.C. 2347c(c)(1)) is amended—

6 (1) in the first sentence, by inserting after
7 “programs” the following: “and integrated air and
8 missile defense programs”; and

9 (2) in the second sentence, by striking “post-
10 undergraduate flying and tactical leadership” and
11 inserting “such”.

12 **SEC. 1235. STATEMENT OF POLICY ON CONDEMNING THE**
13 **GOVERNMENT OF IRAN FOR ITS STATE-SPON-**
14 **SORED PERSECUTION OF ITS BAHAI MINOR-**
15 **ITY.**

16 (a) FINDINGS.—Congress finds the following:

17 (1) In 1982, 1984, 1988, 1990, 1992, 1994,
18 1996, 2000, 2006, 2008, 2009, 2012, and 2013,
19 Congress declared that it deplored the religious per-
20 secution by the Government of Iran of the Baha’i
21 community and would hold the Government of Iran
22 responsible for upholding the rights of all Iranian
23 nationals, including members of the Baha’i faith.

24 (2) The United States Commission on Inter-
25 national Religious Freedom 2012 Report stated,
26 “The Baha’i community has long been subject to

1 particularly severe religious freedom violations in
2 Iran. Baha'is, who number at least 300,000, are
3 viewed as 'heretics' by Iranian authorities and may
4 face repression on the grounds of apostasy.”.

5 (3) The United States Commission on Inter-
6 national Religious Freedom 2012 Report stated,
7 “Since 1979, Iranian government authorities have
8 killed more than 200 Baha'i leaders in Iran and dis-
9 missed more than 10,000 from government and uni-
10 versity jobs.”.

11 (4) The United States Commission on Inter-
12 national Religious Freedom 2012 Report stated,
13 “Baha'is may not establish places of worship,
14 schools, or any independent religious associations in
15 Iran.”.

16 (5) The United States Commission on Inter-
17 national Religious Freedom 2012 Report stated,
18 “Baha'is are barred from the military and denied
19 government jobs and pensions as well as the right to
20 inherit property. Their marriages and divorces also
21 are not recognized, and they have difficulty obtain-
22 ing death certificates. Baha'i cemeteries, holy places,
23 and community properties are often seized or dese-
24 crated, and many important religious sites have been
25 destroyed.”.

1 (6) The United States Commission on Inter-
2 national Religious Freedom 2012 Report stated,
3 “The Baha’i community faces severe economic pres-
4 sure, including denials of jobs in both the public and
5 private sectors and of business licenses. Iranian au-
6 thorities often pressure employers of Baha’is to dis-
7 miss them from employment in the private sector.”.

8 (7) The Department of State 2011 Inter-
9 national Religious Freedom Report stated, “The
10 government prohibits Baha’is from teaching and
11 practicing their faith and subjects them to many
12 forms of discrimination that followers of other reli-
13 gions do not face.”.

14 (8) The Department of State 2011 Inter-
15 national Religious Freedom Report stated, “Accord-
16 ing to law, Baha’i blood is considered ‘mobah’,
17 meaning it can be spilled with impunity.”.

18 (9) The Department of State 2011 Inter-
19 national Religious Freedom Report stated that
20 “members of religious minorities, with the exception
21 of Baha’is, can serve in lower ranks of government
22 employment”, and “Baha’is are barred from all lead-
23 ership positions in the government and military”.

24 (10) The Department of State 2011 Inter-
25 national Religious Freedom Report stated, “Baha’is

1 suffered frequent government harassment and perse-
2 cution, and their property rights generally were dis-
3 regarded. The government raided Baha'i homes and
4 businesses and confiscated large amounts of private
5 and commercial property, as well as religious mate-
6 rials belonging to Baha'is.”.

7 (11) The Department of State 2011 Inter-
8 national Religious Freedom Report stated, “Baha'is
9 also are required to register with the police”.

10 (12) The Department of State 2011 Inter-
11 national Religious Freedom Report stated that
12 “[p]ublic and private universities continued to deny
13 admittance to and expelled Baha'i students” and
14 “[d]uring the year, at least 30 Baha'is were barred
15 or expelled from universities on political or religious
16 grounds”.

17 (13) The Department of State 2011 Inter-
18 national Religious Freedom Report stated, “Baha'is
19 are regularly denied compensation for injury or
20 criminal victimization.”.

21 (14) On March 6, 2012, the United Nations
22 Special Rapporteur on the situation of human rights
23 in the Islamic Republic of Iran issued a report (A/
24 HRC/19/66), which stated that “the Special
25 Rapporteur continues to be alarmed by communica-

1 tions that demonstrate the systemic and systematic
2 persecution of members of unrecognized religious
3 communities, particularly the Baha'i community, in
4 violation of international conventions” and expressed
5 concern regarding “an intensive defamation cam-
6 paign meant to incite discrimination and hate
7 against Baha'is”.

8 (15) On May 23, 2012, the United Nations
9 Secretary-General issued a report, which stated that
10 “the Special Rapporteur on freedom of religion or
11 belief * * * pointed out that the Islamic Republic of
12 Iran had a policy of systematic persecution of per-
13 sons belonging to the Baha'i faith, excluding them
14 from the application of freedom of religion or belief
15 by simply denying that their faith had the status of
16 a religion”.

17 (16) On August 22, 2012, the United Nations
18 Secretary-General issued a report, which stated,
19 “The international community continues to express
20 concerns about the very serious discrimination
21 against ethnic and religious minorities in law and in
22 practice, in particular the Baha'i community. The
23 Special Rapporteur on the situation of human rights
24 in the Islamic Republic of Iran expressed alarm
25 about the systemic and systematic persecution of

1 members of the Baha'i community, including severe
2 socioeconomic pressure and arrests and detention.
3 He also deplored the Government's tolerance of an
4 intensive defamation campaign aimed at inciting dis-
5 crimination and hate against Baha'is."

6 (17) On September 13, 2012, the United Na-
7 tions Special Rapporteur on the situation of human
8 rights in the Islamic Republic of Iran issued a re-
9 port (A/67/369), which stated, "Reports and inter-
10 views submitted to the Special Rapporteur also con-
11 tinue to portray a disturbing trend with regard to
12 religious freedom in the country. Members of both
13 recognized and unrecognized religions have reported
14 various levels of intimidation, arrest, detention and
15 interrogation that focus on their religious beliefs.",
16 and stated, "At the time of drafting the report, 105
17 members of the Baha'i community were reported to
18 be in detention."

19 (18) On November 27, 2012, the Third Com-
20 mittee of the United Nations General Assembly
21 adopted a draft resolution (A/C.3/67/L.51), which
22 noted, "[I]ncreased persecution and human rights
23 violations against persons belonging to unrecognized
24 religious minorities, particularly members of the
25 Baha'i faith and their defenders, including esca-

1 lating attacks, an increase in the number of arrests
2 and detentions, the restriction of access to higher
3 education on the basis of religion, the sentencing of
4 twelve Baha'is associated with Baha'i educational in-
5 stitutions to lengthy prison terms, the continued de-
6 nial of access to employment in the public sector, ad-
7 ditional restrictions on participation in the private
8 sector, and the de facto criminalization of member-
9 ship in the Baha'i faith.”.

10 (19) On December 20, 2012, the United Na-
11 tions General Assembly adopted a resolution (A/
12 RES/67/182), which called upon the government of
13 Iran “[t]o eliminate discrimination against, and ex-
14 clusion of * * * members of the Baha'i Faith, re-
15 garding access to higher education, and to eliminate
16 the criminalization of efforts to provide higher edu-
17 cation to Baha'i youth denied access to Iranian uni-
18 versities,” and “to accord all Baha'is, including
19 those imprisoned because of their beliefs, the due
20 process of law and the rights that they are constitu-
21 tionally guaranteed”.

22 (20) On February 28, 2013, the United Na-
23 tions Special Rapporteur on the situation of human
24 rights in the Islamic Republic of Iran issued a re-
25 port (A/HRC/22/56), which stated, “110 Bahai's are

1 currently detained in Iran for exercising their faith,
2 including two women, Mrs. Zohreh Nikayin and Mrs.
3 Taraneh Torabi, who are reportedly nursing infants
4 in prison”.

5 (21) In March and May of 2008, intelligence of-
6 ficials of the Government of Iran in Mashhad and
7 Tehran arrested and imprisoned Mrs. Fariba
8 Kamalabadi, Mr. Jamaloddin Khanjani, Mr. Afif
9 Naeimi, Mr. Saeid Rezaie, Mr. Behrouz Tavakkoli,
10 Mrs. Mahvash Sabet, and Mr. Vahid Tizfahm, the
11 seven members of the ad hoc leadership group for
12 the Baha’i community in Iran.

13 (22) In August 2010, the Revolutionary Court
14 in Tehran sentenced the seven Baha’i leaders to 20-
15 year prison terms on charges of “spying for Israel,
16 insulting religious sanctities, propaganda against the
17 regime and spreading corruption on earth”.

18 (23) The lawyer for these seven leaders, Mrs.
19 Shirin Ebadi, the Nobel Laureate, was denied mean-
20 ingful or timely access to the prisoners and their
21 files, and her successors as defense counsel were
22 provided extremely limited access.

23 (24) These seven Baha’i leaders were targeted
24 solely on the basis of their religion.

1 (25) Beginning in May 2011, Government of
2 Iran officials in four cities conducted sweeping raids
3 on the homes of dozens of individuals associated
4 with the Baha'i Institute for Higher Education
5 (BIHE) and arrested and detained several educators
6 associated with BIHE.

7 (26) In October 2011, the Revolutionary Court
8 in Tehran sentenced seven of these BIHE instruc-
9 tors and administrators, Mr. Vahid Mahmoudi, Mr.
10 Kamran Mortezaie, Mr. Mahmoud Badavam, Ms.
11 Nooshin Khadem, Mr. Farhad Sedghi, Mr. Riaz
12 Sobhani, and Mr. Ramin Zibaie, to prison terms for
13 the crime of “membership of the deviant sect of Ba-
14 ha'ism, with the goal of taking action against the se-
15 curity of the country, in order to further the aims
16 of the deviant sect and those of organizations out-
17 side the country”.

18 (27) Six of these educators remain imprisoned,
19 with Mr. Mortezaie serving a 5-year prison term and
20 Mr. Badavam, Ms. Khadem, Mr. Sedghi, Mr.
21 Sobhani, and Mr. Zibaie serving 4-year prison
22 terms.

23 (28) Since October 2011, four other BIHE edu-
24 cators, Ms. Faran Hessami, Mr. Kamran Rahimian,
25 Mr. Kayvan Rahimian, and Mr. Shahin Negari have

1 been sentenced to 4-year prison terms, which they
2 are now serving.

3 (29) The efforts of the Government of Iran to
4 collect information on individual Baha'is have re-
5 cently intensified as evidenced by a letter, dated No-
6 vember 5, 2011, from the Director of the Depart-
7 ment of Education in the county of Shahriar in the
8 province of Tehran, instructing the directors of
9 schools in his jurisdiction to “subtly and in a con-
10 fidential manner” collect information on Baha'i stu-
11 dents.

12 (30) The Baha'i community continues to under-
13 go intense economic and social pressure, including
14 an ongoing campaign in the town of Semnan, where
15 the Government of Iran has harassed and detained
16 Baha'is, closed 17 Baha'i owned businesses in the
17 last three years, and imprisoned several members of
18 the community, including three mothers along with
19 their infants.

20 (31) Ordinary Iranian citizens who belong to
21 the Baha'i faith are disproportionately targeted, in-
22 terrogated, and detained under the pretext of na-
23 tional security.

1 (32) The Government of Iran is party to the
2 International Covenants on Human Rights and is in
3 violation of its obligations under the Covenants.

4 (b) STATEMENT OF POLICY.—Congress—

5 (1) condemns the Government of Iran for its
6 state-sponsored persecution of its Baha'i minority
7 and its continued violation of the International Cov-
8 enants on Human Rights;

9 (2) calls on the Government of Iran to imme-
10 diately release the seven imprisoned leaders, the ten
11 imprisoned educators, and all other prisoners held
12 solely on account of their religion; and

13 (3) calls on the President and Secretary of
14 State, in cooperation with responsible nations, to im-
15 mediately condemn the Government of Iran's contin-
16 ued violation of human rights and demand the im-
17 mediate release of prisoners held solely on account
18 of their religion.

1 **Subtitle E—Reports and Other**
2 **Matters**

3 **SEC. 1241. REPORT ON POSTURE AND READINESS OF**
4 **UNITED STATES ARMED FORCES TO RE-**
5 **SPOND TO FUTURE TERRORIST ATTACKS IN**
6 **AFRICA AND THE MIDDLE EAST.**

7 (a) SENSE OF CONGRESS.—It is the sense of Con-
8 gress that—

9 (1) the terrorist attack in Benghazi, Libya on
10 September 11, 2012, may have never occurred or
11 could have been prevented had there been an inter-
12 national stabilizing force following NATO-led oper-
13 ations in order to help stabilize the country, build
14 capacity within the security forces, and pursue ter-
15 rorist groups that threaten the local government as
16 well as United States interests;

17 (2) the attack also highlighted the limitations of
18 the United States military to alert, deploy, and deci-
19 sively counter a no-notice terrorist attack such as
20 the one in Benghazi, or another security contin-
21 gency, due to the limitations stemming from United
22 States military posture in Africa and the Middle
23 East and when there is a lack of a layered defense
24 at United States diplomatic facilities;

1 (3) the United States military is more effec-
2 tively able to respond to terrorist attacks on United
3 States facilities outside of the United States if the
4 responding United States military assets are forward
5 deployed;

6 (4) when an intelligence threat assessment de-
7 termines that a United States facility overseas is
8 vulnerable to attack, such facility should have robust
9 force protection measures sufficient to safeguard
10 personnel and assets until a United States military
11 response can arrive;

12 (5) the continually evolving terrorist threat to
13 United States interests on the Continent of Africa
14 and the Middle East necessitates that the United
15 States military maintains a forward deployed pos-
16 ture in Europe, Middle East, and Africa in order to
17 be able to respond to terrorist events, or other secu-
18 rity contingencies, and to effectively evacuate and
19 recover United States personnel;

20 (6) the United States military, in conjunction
21 with the Department of State and the intelligence
22 community, should continue to evaluate the assump-
23 tions underpinning the terrorist threat in order to
24 ensure that it is effectively able to respond globally
25 to future terrorist attacks;

1 (7) the United States military should regularly
2 re-evaluate the posture and alert status require-
3 ments of its crisis response elements in order to be
4 more responsive to the evolving and global nature of
5 the terrorist threat, and all United States military
6 crisis response elements should be fully equipped
7 with the required supporting capabilities to conduct
8 their missions;

9 (8) on April 16, 2013, Chairman of the Joint
10 Chiefs of Staff, General Martin Dempsey, testified
11 before the House Appropriations Committee that the
12 military is, “* * * adapting our force posture to a
13 new normal of combustible violence in North Africa
14 and in the Middle East”;

15 (9) The President stated in a press conference
16 on May 16, 2013, “I have directed the Defense De-
17 partment to ensure that our military can respond
18 lightening quick in times of crisis.”;

19 (10) the Chairman of the Joint Chiefs should
20 continue to evaluate the posture of United States
21 forces to respond to the global terrorist threat, in-
22 cluding an evaluation of whether United States Afri-
23 ca Command should have forces and necessary
24 equipment permanently assigned to the command to
25 respond more promptly to this “new normal”; and

1 (11) although the Department of State-initiated
2 Accountability Review Board found that the Marine
3 Security Guard program should be expanded and
4 that there should be greater coordination between
5 the Department of Defense and the Department of
6 State to identify additional resources for security at
7 high risk posts, the United States military may be
8 challenged to provide additional security to Depart-
9 ment of State facilities due to budget shortfalls, on-
10 going force structure constraints, and increasing
11 operational requirements for the Department of De-
12 fense.

13 (b) REPORT REQUIRED.—

14 (1) IN GENERAL.—Not later than 180 days
15 after the date of the enactment of this Act, the Sec-
16 retary of Defense, in consultation with the Chairman
17 of the Joint Chiefs of Staff, shall submit to the ap-
18 propriate congressional committees a report on the
19 posture and readiness of United States Armed
20 Forces to respond to future terrorist attacks in Afri-
21 ca and the Middle East.

22 (2) MATTERS TO BE INCLUDED.—The plan re-
23 quired under paragraph (1) shall include, at a min-
24 imum, the following:

1 (A) An assessment of terrorist groups and
2 other non-state groups that threaten United
3 States interests and facilities in Africa, includ-
4 ing a description of the key assumptions under-
5 pinning such assessment.

6 (B) A description of the readiness, posture,
7 and alert status of relevant United States
8 Armed Forces in Europe, the Middle East, Af-
9 rica, and the United States and any changes
10 implemented or planned to be implemented
11 since the terrorist attack in Benghazi, Libya on
12 September 11, 2012, to respond to the “new
13 normal” and President Obama’s directive for
14 the military to respond “lightening quick” in
15 times of crisis.

16 (C) In consultation with the Secretary of
17 State, a description of new or modified require-
18 ments of the Department of State, if any, for—

19 (i) United States Marine Security
20 Guard Detachments;

21 (ii) any other Department of Defense
22 assets to provide enhanced security at De-
23 partment of State facilities;

24 (iii) an explanation of how any new
25 requirements for Marine Security Detach-

1 ments or other Department of Defense as-
2 sets affect the capacity of the Armed
3 Forces, including specifically the capacity
4 of the Marine Corps, to fulfill Department
5 of Defense operational requirements; and

6 (iv) an explanation of how any
7 unfulfilled requirements for Marine Secu-
8 rity Detachments would adversely impact
9 security at Department of State facilities.

10 (3) DEFINITION.—In this subsection, the term
11 “appropriate congressional committees” means—

12 (A) the Committee on Armed Services and
13 the Committee on Foreign Relations of the Sen-
14 ate; and

15 (B) the Committee on Armed Services and
16 the Committee on Foreign Affairs of the House
17 of Representatives.

18 **SEC. 1242. ROLE OF THE GOVERNMENT OF EGYPT TO**
19 **UNITED STATES NATIONAL SECURITY.**

20 (a) SENSE OF CONGRESS.—It is the sense of Con-
21 gress that—

22 (1) Egypt is undergoing a significant political
23 transition and the ultimate outcome of this political
24 process and its implications for United States na-
25 tional security interests remain uncertain;

1 (2) the United States continues to have consid-
2 erable concerns about the intentions and actions of
3 the Egyptian Muslim Brotherhood and whether the
4 government of President Morsi is committed to a
5 pluralistic, democratic Egypt;

6 (3) the United States has a stake in Egypt be-
7 coming a mature, pluralistic democracy in which the
8 rights of Egyptian citizens, including women and mi-
9 norities, are protected;

10 (4) the United States should continue to closely
11 monitor President Morsi's support for the peace
12 treaty with the Government of Israel, which has
13 been a stabilizing force in the region for over 30
14 years;

15 (5) the United States military relationship with
16 the Egyptian military is long-standing and should
17 remain a key pillar to, and component of, United
18 States engagement with Egypt;

19 (6) the close military-to-military relationship
20 between the United States and Egypt has been a
21 critical component in enabling counterterrorism co-
22 operation between the two governments to ensure
23 the United States military has freedom of movement
24 throughout the region in order to deter aggression
25 and respond to threats to United States national se-

1 security interests, particularly in light of the security
2 situation in Libya and the Sinai;

3 (7) the Egyptian military has exercised re-
4 straint and professionalism during the unrest in
5 Egypt over the last two years and hopefully will re-
6 main a key mechanism through which the United
7 States can support the people of Egypt in achieving
8 their goals for a representative and democratic polit-
9 ical system, while promoting peace and security in
10 the region; and

11 (8) therefore, with appropriate vetting, United
12 States military assistance and support to the Egyp-
13 tian military should continue, even as civilian aid to
14 Egypt receives greater scrutiny as a result of the un-
15 certainty associated with Egypt's current political
16 leadership and economic policies.

17 (b) PLAN REQUIRED.—

18 (1) IN GENERAL.—Not later than 180 days
19 after the date of the enactment of this Act, the Sec-
20 retary of Defense, in consultation with the Secretary
21 of State, shall submit to the appropriate congress-
22 sional committees a report that contains a com-
23 prehensive plan for United States military assistance
24 and cooperation with Egypt.

1 (2) MATTERS TO BE INCLUDED.—The plan re-
2 quired under paragraph (1) shall include, at a min-
3 imum, a detailed description of the following:

4 (A) How United States security assistance
5 and cooperation enables—

6 (i) freedom of movement for the
7 United States military throughout the re-
8 gion; and

9 (ii) the Government of Egypt to dis-
10 rupt, dismantle, and defeat al Qaeda, af-
11 filiated groups, and other terrorist organi-
12 zations, whether based in and operating
13 from Egyptian territory or the region.

14 (B) The capacity of the Government of
15 Egypt to prevent the illicit movement of terror-
16 ists, criminals, weapons, and other dangerous
17 material across Egypt's borders or administra-
18 tive boundaries, including through tunnels and
19 other illicit points of entry into Gaza.

20 (C) The extent to which the Egyptian mili-
21 tary is—

22 (i) supporting the protection of the
23 political, economic, and religious freedoms
24 and human rights of all citizens and resi-
25 dents in Egypt, including those involved in

1 Egyptian civil society and democratic pro-
2 motion efforts through nongovernmental
3 organizations;

4 (ii) supporting credible and legitimate
5 elections in Egypt;

6 (iii) supporting the Egypt-Israel
7 Peace Treaty;

8 (iv) taking effective steps to eliminate
9 smuggling networks and to detect and de-
10 stroy tunnels between Egypt and Gaza;
11 and

12 (v) supporting action to combat ter-
13 rorism in the Sinai.

14 (D) A description of the strategic objec-
15 tives of the United States regarding the provi-
16 sion of United States security assistance to the
17 Government of Egypt.

18 (E) A description of biennial outlays of
19 United States security assistance to the Govern-
20 ment of Egypt for the purposes of strategic
21 planning, training, provision of equipment, and
22 construction of facilities, including funding
23 streams.

24 (F) A description of vetting and end-user
25 monitoring systems in place by both Egypt and

1 the United States for defense articles and train-
2 ing provided by the United States, including
3 human rights vetting.

4 (G) A description of actions that the Gov-
5 ernment of Egypt is taking to—

6 (i) repudiate, combat, and stop incite-
7 ment to violence against the United States
8 and United States citizens and prohibit the
9 transmission within its domains of satellite
10 television or radio channels that broadcast
11 such incitement; and

12 (ii) adopt and implement legal re-
13 forms that protect the religious and demo-
14 cratic freedoms of all citizens and residents
15 of Egypt.

16 (H) Recommendations, including with re-
17 spect to required resources and actions, to
18 maximize the effectiveness of United States se-
19 curity assistance provided to Egypt.

20 (3) APPROPRIATE CONGRESSIONAL COMMIT-
21 TEES DEFINED.—In this subsection, the term “ap-
22 propriate congressional committees” means—

23 (A) the congressional defense committees;

24 and

1 (B) the Committee on Foreign Relations of
2 the Senate and the Committee on Foreign Af-
3 fairs of the House of Representatives.

4 (c) GAO REPORT.—Not later than 120 days after the
5 date of the submission of the report required under sub-
6 section (b), the Comptroller General of the United States
7 shall submit to the appropriate congressional committees
8 a report that—

9 (1) reviews and comments on the report re-
10 quired under subsection (b); and

11 (2) provides recommendations regarding addi-
12 tional actions with respect to the provision of United
13 States security assistance to Egypt, if necessary.

14 **SEC. 1243. SENSE OF CONGRESS ON THE MILITARY DEVEL-**
15 **OPMENTS ON THE KOREAN PENINSULA.**

16 (a) FINDINGS.—Congress finds the following:

17 (1) The Democratic People’s Republic of Korea
18 (“North Korea”) has escalated regional tensions
19 with hostile rhetoric and provocative actions.

20 (2) North Korea threatened a nuclear attack on
21 the United States and a resumption of open war
22 against the Republic of Korea (“South Korea”).

23 (3) North Korea’s nuclear weapons and ballistic
24 missile programs constitute a threat to the national

1 security of the United States and to regional sta-
2 bility.

3 (4) On April 14, 2009, North Korea halted ne-
4 negotiations regarding its nuclear weapons program
5 when it abandoned the Six-Party Talks with the
6 People’s Republic of China (“China”), Japan, the
7 Russian Federation (“Russia”), South Korea, and
8 the United States.

9 (5) On May 25, 2009, North Korea detonated
10 a nuclear device in an underground explosive test.

11 (6) On March 26, 2010, North Korea sank a
12 South Korean naval vessel, the Cheonan, killing 46
13 South Korean sailors.

14 (7) On November 23, 2010, North Korea
15 shelled the border island of Yeonpyeong-do, killing
16 four people. This was the first direct artillery attack
17 on South Korean territory since the signing of the
18 1953 armistice.

19 (8) On April 13, 2012, North Korea conducted
20 a rocket launch that failed to send a satellite into
21 orbit. This launch violated United Nations Security
22 Council (UNSC) Resolutions 1718 and 1874.

23 (9) On December 12, 2012, North Korea used
24 banned long-range missile technology to launch an
25 earth observation satellite into orbit. In response,

1 the UNSC unanimously adopted Resolution 2087,
2 condemning the launch.

3 (10) On February 12, 2013, North Korea con-
4 ducted a third underground nuclear test in violation
5 of UNSC Resolution 1718, 1874, and 2087. The
6 test also contravened North Korea's commitments
7 under the September 2005 Joint Statement of the
8 Six-Party Talks.

9 (11) On March 7, 2013, the UNSC unani-
10 mously adopted Resolution 2094, condemning North
11 Korea's third nuclear test and imposed additional
12 sanctions against the regime.

13 (12) On March 28, 2013, North Korea unilater-
14 ally nullified the armistice agreement with the
15 United States that suspended military conflict on
16 the Korean peninsula.

17 (13) On March 30, 2013, North Korea declared
18 a state of war with South Korea.

19 (14) On April 4, 2013, North Korea placed two
20 intermediate-range Musudan missiles on mobile
21 launchers and temporarily relocated them to the
22 eastern coast of the Korean peninsula before remov-
23 ing them a month later from the launch sites.

24 (b) SENSE OF CONGRESS.—It is the sense of Con-
25 gress that—

1 (1) the United States and its allies, South
2 Korea and Japan, share the goal of a stable and
3 peaceful Korean Peninsula, free of nuclear weapons;

4 (2) the United States remains committed to de-
5 fending its allies in the Asia-Pacific region and sta-
6 bility in Northeast Asia requires restraint by all par-
7 ties from activities that would complicate inter-
8 national relations or escalate international tensions,
9 and international disputes should be mitigated in a
10 constructive manner consistent with established
11 principles of international law;

12 (3) Congress supports—

13 (A) the verifiable denuclearization of the
14 Korean Peninsula in a peaceful manner,

15 (B) North Korea's abandonment of its nu-
16 clear programs and return to the Treaty on the
17 Nonproliferation of Nuclear Weapons and to
18 International Atomic Energy Agency safe-
19 guards; and

20 (C) North Korea's full acceptance of and
21 compliance with the terms of the 1953 Armi-
22 stice Agreement;

23 (4) the United States has national interests in
24 security and stability in the Asia-Pacific region, the
25 implementation of the United States-Korea Free

1 Trade Agreement, nuclear non-proliferation efforts,
2 the promotion of respect for the fundamental human
3 rights of the North Korean people, international
4 cyber-security cooperation, and full implementation
5 of United States and multilateral sanctions against
6 illicit activities;

7 (5) the United States encourages China and
8 Russia to fully implement and enforce United States
9 and United Nations Security Council sanctions
10 against North Korea; and

11 (6) the President, the Secretary of State, and
12 the Secretary of Defense should keep Congress fully
13 informed on security developments on the Korean
14 Peninsula.

15 **SEC. 1244. STATEMENT OF CONGRESS ON DEFENSE CO-**
16 **OPERATION WITH GEORGIA.**

17 (a) FINDINGS.—Congress finds the following:

18 (1) The Republic of Georgia is a highly valued
19 ally of the United States and has repeatedly dem-
20 onstrated its commitment to advancing the mutual
21 interests of both countries, including the deployment
22 of Georgian forces as part of the NATO-led Inter-
23 national Security Assistance Force in Afghanistan
24 and the Multi-National Force in Iraq.

1 (2) The peaceful transfer of power as the result
2 of the free and fair parliamentary elections in Geor-
3 gia in October 2012 represents a major accomplish-
4 ment toward the Georgian people's creation of a free
5 society and full democracy.

6 (3) However, since the October 2012 par-
7 liamentary elections the new Georgian Government
8 has taken a series of measures against former offi-
9 cials and members of the current political opposition
10 that appear to be motivated by political consider-
11 ations.

12 (4) Over 100 former Georgian Government offi-
13 cials have been charged with criminal violations
14 since the October 2012 parliamentary elections.

15 (5) Similar charges have been filed against
16 members of the political opposition, including Vano
17 Merabishvili, the Secretary General of the United
18 National Movement.

19 (6) The arrest of the leader of an opposition
20 party is especially troubling, particularly its chilling
21 effect on political freedom prior to the presidential
22 election scheduled for October 2013.

23 (7) The Georgian Government has taken insuf-
24 ficient action to prevent further violence against

1 members of the United National Movement and to
2 punish offenders.

3 (8) These actions call into question the Geor-
4 gian Government's continued progress toward the
5 creation of a free and democratic society in which
6 basic freedoms, including freedom for political oppo-
7 sition, are guaranteed.

8 (b) STATEMENT OF CONGRESS.—Congress declares
9 that—

10 (1) the United States remains committed to as-
11 sisting the people of Georgia in establishing a free
12 and democratic society in their country;

13 (2) the measures taken by the Georgian Gov-
14 ernment against former officials and political oppo-
15 nents, apparently in part motivated by political con-
16 siderations, may have a significant negative impact
17 on cooperation between the United States and Geor-
18 gia, including efforts to build a stronger relationship
19 in political, economic, and security matters, as well
20 as progress on integrating Georgia into international
21 organizations;

22 (3) the United States must be unambiguous
23 when democratic backsliding occurs in a key ally
24 after a peaceful and democratic transfer of power
25 between political parties; and

1 (4) the people of the United States and the
2 Members of Congress express their deepest con-
3 dolences to the Georgian people on the tragic loss of
4 seven soldiers of Georgia in a suicide bombing on
5 June 6, 2013, and the deaths of three soldiers killed
6 in another suicide bombing on May 13, 2013, while
7 they were supporting United States and NATO
8 forces in Afghanistan.

9 **SEC. 1245. LIMITATION ON ESTABLISHMENT OF REGIONAL**
10 **SPECIAL OPERATIONS FORCES COORDINA-**
11 **TION CENTERS.**

12 (a) **LIMITATION.**—None of the funds authorized to
13 be appropriated by this Act or otherwise made available
14 for fiscal year 2014 for the Department of Defense may
15 be obligated or expended to plan, prepare, establish, or
16 implement any “Regional Special Operations Forces Co-
17 ordination Center” (RSCC) or similar regional coordina-
18 tion entities.

19 (b) **EXCLUSION.**—The limitation contained in sub-
20 section (a) shall not apply with respect to any RSCC or
21 similar regional coordination entity authorized by statute,
22 including the North Atlantic Treaty Organization Special
23 Operations Headquarters authorized under section 1244
24 of the National Defense Authorization Act for Fiscal Year
25 2010 (Public Law 111–84; 123 Stat. 2541).

1 (c) REPORT.—Not later than 180 days after the date
2 of enactment of this Act, the Secretary of Defense, in co-
3 ordination with the Secretary of State, shall submit to the
4 congressional committees specified in subsection (d) a re-
5 port on the following:

6 (1) A detailed description of the intent and pur-
7 pose of the RSCC concept.

8 (2) Defined and validated requirements justifi-
9 fying the establishment of RSCCs or similar entities
10 within each geographic combatant command, to in-
11 clude how such centers have been coordinated and
12 de-conflicted with existing regional and multilateral
13 frameworks or approaches.

14 (3) An explanation of why existing regional cen-
15 ters and multilateral frameworks cannot satisfy the
16 requirements and needs of the Department of De-
17 fense and geographic combatant commands.

18 (4) Cost estimates across the Future Years De-
19 fense Program for such centers, to include estimates
20 of contributions of nations participating in such cen-
21 ters.

22 (5) Any other matters that the Secretary of De-
23 fense or Secretary of State determines appropriate.

1 (d) SPECIFIED CONGRESSIONAL COMMITTEES.—The
2 congressional committees referred to in subsection (c)
3 are—

4 (1) the congressional defense committees; and

5 (2) the Committee on Foreign Relations of the
6 Senate and the Committee on Foreign Affairs of the
7 House of Representatives.

8 **SEC. 1246. ADDITIONAL REPORTS ON MILITARY AND SECU-**
9 **RITY DEVELOPMENTS INVOLVING THE DEMO-**
10 **CRATIC PEOPLE'S REPUBLIC OF KOREA.**

11 (a) REPORT.—Subsection (a) of section 1236 of the
12 National Defense Authorization Act for Fiscal Year 2012
13 (Public Law 112–81; 125 Stat. 1641), as amended by sec-
14 tion 1292 of the National Defense Authorization Act for
15 Fiscal Year 2013 (Public Law 112–239; 126 Stat. 2042),
16 is further amended by striking “November 1, 2012, and
17 November 1, 2013,” and inserting “November 1, 2013,
18 November 1, 2015, and November 1, 2017,”.

19 (b) UPDATE.—Section 1236 of the National Defense
20 Authorization Act for Fiscal Year 2012 is amended—

21 (1) by redesignating subsection (c) as sub-
22 section (d); and

23 (2) by inserting after subsection (b) the fol-
24 lowing new subsection:

1 “(c) UPDATE.—The Secretary of Defense shall revise
2 or supplement the most recent report submitted pursuant
3 to subsection (a) if, in the Secretary’s estimation, interim
4 events or developments occurring in a period between re-
5 ports required under subsection (a) warrant revision or
6 supplement.”.

7 **SEC. 1247. AMENDMENTS TO ANNUAL REPORT UNDER**
8 **ARMS CONTROL AND DISARMAMENT ACT.**

9 (a) APPROPRIATE CONGRESSIONAL COMMITTEES.—
10 Section 403 of the Arms Control and Disarmament Act
11 (22 U.S.C. 2593a) is amended—

12 (1) in subsection (a), by striking “the Speaker
13 of the House of Representatives and to the chairman
14 of the Committee on Foreign Relations of the Sen-
15 ate” and inserting “the appropriate congressional
16 committees”; and

17 (2) by adding at the end the following new sub-
18 section:

19 “(e) APPROPRIATE CONGRESSIONAL COMMITTEES
20 DEFINED.—In this section, the term ‘appropriate congres-
21 sional committees’ means—

22 “(1) the Committee on Foreign Relations, the
23 Committee on Armed Services, and the Select Com-
24 mittee on Intelligence of the Senate; and

1 “(2) the Committee on Foreign Affairs, the
2 Committee on Armed Services, and the Permanent
3 Select Committee on Intelligence of the House of
4 Representatives.”.

5 (b) CONGRESSIONAL BRIEFING.—Section 403 of the
6 Arms Control and Disarmament Act (22 U.S.C. 2593a),
7 as amended by subsection (a) of this section, is further
8 amended—

9 (1) by redesignating subsection (e) as sub-
10 section (f); and

11 (2) by inserting after subsection (d) the fol-
12 lowing new subsection:

13 “(e) CONGRESSIONAL BRIEFING.—Not later than
14 May 15 of each year, the President shall provide to such
15 committees a briefing on such report.”.

16 **SEC. 1248. LIMITATION ON FUNDS TO PROVIDE THE RUS-**
17 **SIAN FEDERATION WITH ACCESS TO CERTAIN**
18 **MISSILE DEFENSE TECHNOLOGY.**

19 None of the funds authorized to be appropriated or
20 otherwise made available for each of the fiscal years 2014
21 through 2018 for the Department of Defense may be used
22 to provide the Russian Federation with access to informa-
23 tion regarding—

24 (1) missile defense technology of the United
25 States relating to hit-to-kill technology; or

1 (2) telemetry data with respect to missile de-
2 fense interceptors or target vehicles.

3 **SEC. 1249. REPORTS ON ACTIONS TO REDUCE SUPPORT OF**
4 **BALLISTIC MISSILE PROGRAMS OF CHINA,**
5 **SYRIA, IRAN, AND NORTH KOREA.**

6 (a) DISCLOSURE OF AND REPORT ON RUSSIAN SUP-
7 PORT OF BALLISTIC MISSILE PROGRAMS OF CHINA,
8 SYRIA, IRAN, AND NORTH KOREA.—

9 (1) IN GENERAL.—The President shall seek to
10 encourage the Government of the Russian Federa-
11 tion to disclose any support by the Russian Federa-
12 tion or Russian entities for the ballistic missile pro-
13 grams of the People’s Republic of China, Syria,
14 Iran, or North Korea.

15 (2) REPORT REQUIRED.—The President shall
16 submit to the congressional defense committees a
17 semi-annual report on any disclosure by the Govern-
18 ment of the Russian Federation of any such support
19 during the preceding six-month period.

20 (3) INITIAL REPORT.—The initial report re-
21 quired by paragraph (2) shall be submitted not later
22 than 180 days after the date of the enactment of
23 this Act and in addition to addressing any such sup-
24 port during the preceding six-month period shall also

1 address any such support during the 10-year period
2 ending on the date of the enactment of this Act.

3 (b) COOPERATION OF RUSSIA AND CHINA TO RE-
4 DUCE TECHNOLOGY AND EXPERTISE THAT SUPPORTS
5 THE BALLISTIC MISSILE PROGRAMS OF SYRIA, IRAN,
6 NORTH KOREA, AND OTHER COUNTRIES.—

7 (1) IN GENERAL.—The Secretary of State, in
8 coordination with the Secretary of Defense, shall de-
9 velop a plan to seek and secure the cooperation of
10 the Russian Federation and the People’s Republic of
11 China to verifiably reduce the spread of technology
12 and expertise that supports the ballistic missile pro-
13 grams of the Syria, Iran, North Korea, or any other
14 country that the Secretary of State determines has
15 a ballistic missile program.

16 (2) REPORT AND BRIEFINGS REQUIRED.—The
17 Secretary of State, in coordination with the Sec-
18 retary of Defense and the Director of National Intel-
19 ligence, shall submit to the appropriate congressional
20 committees not later than 180 days after the date
21 of the enactment of this Act a report describing the
22 plan required in paragraph (1) and provide briefings
23 to such committees annually thereafter until 2018
24 on the progress and results of these efforts.

1 ing to the appropriate congressional committees on the fol-
2 lowing:

3 (1) Status of forces agreements that the United
4 States will seek to enter into in such calendar year.

5 (2) Status of forces agreements that have ex-
6 pired and which the United States will seek to renew
7 in such calendar year.

8 (3) Amendments to status of forces agreements
9 that the Secretary of Defense determines to be sub-
10 stantial and are likely to be negotiated in such cal-
11 endar year.

12 (c) APPROPRIATE CONGRESSIONAL COMMITTEES.—
13 In this section, the term “appropriate congressional com-
14 mittees” means—

15 (1) the congressional defense committees; and

16 (2) the Committee on Foreign Relations of the
17 Senate and the Committee on Foreign Affairs of the
18 House of Representatives.

19 (d) EFFECTIVE DATE.—This section shall take effect
20 on the date of the enactment of this Act and shall apply
21 with respect to an agreement described in subsection (a)
22 that is signed on or after the date of the enactment of
23 this Act.

1 **SEC. 1251. SENSE OF CONGRESS ON THE CONFLICT IN**
2 **SYRIA.**

3 (a) FINDINGS.—Congress finds the following:

4 (1) The conflict in Syria began in March 2011.

5 (2) As of February 2013, the United Nations
6 High Commissioner for Human Rights estimated
7 that approximately 70,000 Syrians have been killed
8 during the conflict.

9 (3) According to the United Nations High Com-
10 missioner for Refugees, over 1,200,000 Syrians are
11 registered refugees or persons of concern including,
12 over 66,000 in Egypt, over 145,000 in Iraq, over
13 461,000 in Jordan, over 462,000 in Lebanon, and
14 over 329,000 in Turkey.

15 (4) Jabhat al-Nusra, a group located in Syria
16 and categorized as an affiliate of al-Qaeda by the in-
17 telligence community, presents a direct threat to the
18 interests of the United States and could present a
19 direct threat to the United States.

20 (5) On August 19, 2011, President Obama
21 stated: “The future of Syria must be determined by
22 its people, but President Bashar al-Assad is stand-
23 ing in their way. We have consistently said that
24 President Assad must lead a democratic transition
25 or get out of the way. He has not led. For the sake

1 of the Syrian people, the time has come for Presi-
2 dent Assad to step aside.”.

3 (6) The United States is deploying 200 military
4 personnel from the headquarters of the 1st Armored
5 Division to Jordan in order to “improve readiness
6 and prepare for a number of scenarios”.

7 (7) In a letter from Miguel Rodriguez, the As-
8 sistant to the President for Legislative Affairs, to
9 Senators McCain and Levin, dated April 25, 2013,
10 it stated that “our intelligence community does as-
11 sess with varying degrees of confidence that the Syr-
12 ian regime has used chemical weapons on a small
13 scale in Syria, specifically, the chemical agent sarin
14 * * * We do believe that any use of chemical weap-
15 ons in Syria would very likely have originated with
16 the Assad regime * * * the President has made it
17 clear that the use of chemical weapons—or the
18 transfer of chemical weapons to terrorist groups—is
19 a red line for the United States of America”.

20 (8) In a press conference with Israel Prime
21 Minister, Benjamin Netanyahu, President Obama
22 stated: “I have made clear that the use of chemical
23 weapons is a game-changer”.

24 (9) In August 2012, during a White House
25 press conference, President Obama stated: “We have

1 been very clear to the Assad regime, but also to
2 other players on the ground, that a redline for us is
3 we start seeing a whole bunch of chemical weapons
4 moving around or being utilized.”.

5 (10) It is a threat to the vital national security
6 interest of the United States if terrorist groups,
7 such as al-Qaeda, obtain chemical or biological mate-
8 rial or weapons in Syria.

9 (11) At a Pentagon press conference on May 2,
10 2013, Secretary Hagel confirmed that the Obama
11 Administration is re-thinking its opposition to arm-
12 ing the rebels.

13 (12) On April 11, 2013, responding to a ques-
14 tion about the need for a supplemental funding re-
15 quest for any potential United States military effort
16 in Syria, Secretary Hagel stated: “Yes, I think it is
17 pretty clear that a supplemental would be re-
18 quired.”.

19 (b) SENSE OF CONGRESS.—It is the sense of Con-
20 gress that—

21 (1) President Obama should have a comprehen-
22 sive policy and should ensure robust contingency
23 planning to secure United States’ interests in Syria;

1 (2) President Obama should fully consider all
2 courses of action to remove President Bashar al-
3 Assad from power;

4 (3) the conflict in Syria threatens the vital na-
5 tional security interests of Israel and the stability of
6 Jordan, Lebanon, and Turkey, the implications of
7 which should be sufficiently weighed by the Presi-
8 dent when considering policy approaches towards the
9 conflict in Syria;

10 (4) the sale or transfer of advanced anti-air-
11 craft weapons systems to Syria poses a grave risk to
12 Israel and the United States supports Israel's right
13 to respond to this grave threat as needed;

14 (5) the President should fully consider all
15 courses of action to reinforce his stated "redline" re-
16 garding the use of weapons of mass destruction by
17 the Assad regime in Syria, which could threaten the
18 credibility of the United States with its allies in the
19 region and embolden the Assad regime;

20 (6) the United States should continue to con-
21 duct rigorous planning and operational preparation
22 to support any efforts to secure the chemical and bi-
23 ological stockpiles and associated weapons;

24 (7) the United States should have a policy that
25 supports the stability of countries on Syria's border,

1 including Jordan, Turkey, Iraq, Lebanon, and
2 Israel;

3 (8) the United States should continue to sup-
4 port Syrian opposition forces with non-lethal aid;

5 (9) the President, the Department of Defense,
6 the Department of State, and the intelligence com-
7 munity, in cooperation with European and regional
8 allies, should ensure that the risks of all courses of
9 action or inaction regarding Syria are fully explored
10 and understood and that Congress is kept fully in-
11 formed of such risks;

12 (10) the President should fully consider, and
13 the Department of Defense should conduct prudent
14 planning for, the provision of lethal aid and relevant
15 operational training to vetted Syrian opposition
16 forces, including an analysis of the risks of the pro-
17 vision of such aid and training;

18 (11) should the President decide to employ any
19 military assets in Syria, the President should pro-
20 vide a supplemental budget request to Congress; and

21 (12) the President should use all diplomatic
22 means to disrupt the flow of arms into Syria, includ-
23 ing efforts to dissuade Russia from further arms
24 sales with Syria, the influx of weapons and fighters

1 from Hezbollah, and the infiltration of weapons and
2 fighters from Iran.

3 **SEC. 1252. REVISION OF STATUTORY REFERENCES TO**
4 **FORMER NATO SUPPORT ORGANIZATIONS**
5 **AND RELATED NATO AGREEMENTS.**

6 (a) TITLE 10, UNITED STATES CODE.—Section
7 2350d of title 10, United States Code, is amended—

8 (1) by striking “NATO Maintenance and Sup-
9 ply Organization” each place it appears and insert-
10 ing “NATO Support Organization and its executive
11 agencies”;

12 (2) in subsection (a)(1)—

13 (A) by striking “Weapon System Partner-
14 ship Agreements” and inserting “Support Part-
15 nership Agreements”; and

16 (B) in subparagraph (B), by striking “a
17 specific weapon system” and inserting “activi-
18 ties”; and

19 (3) in subsections (b), (c), (d), and (e), by
20 striking “Weapon System Partnership Agreement”
21 each place it appears and inserting “Support Part-
22 nership Agreement”.

23 (b) ARMS EXPORT CONTROL ACT.—Section 21(e)(3)
24 of the Arms Export Control Act (22 U.S.C. 2761(e)(3))
25 is amended—

1 (1) in subparagraphs (A) and (C)(i), by striking
2 “Maintenance and Supply Agency of the North At-
3 lantic Treaty Organization” and inserting “North
4 Atlantic Treaty Organization (NATO) Support Or-
5 ganization and its executive agencies”;

6 (2) in subparagraph (A)(i), by striking “weapon
7 system partnership agreement” and inserting “sup-
8 port partnership agreement”; and

9 (3) in subparagraph (C)(i)(II), by striking “a
10 specific weapon system” and inserting “activities”.

11 **SEC. 1253. LIMITATION ON FUNDS TO IMPLEMENT EXECU-**
12 **TIVE AGREEMENTS RELATING TO UNITED**
13 **STATES MISSILE DEFENSE CAPABILITIES.**

14 (a) STATEMENT OF POLICY.—Congress reaffirms,
15 with respect to executive agreements relating to the mis-
16 sile defense capabilities of the United States, including
17 basing, locations, capabilities and numbers of missiles with
18 respect to such missile defense capabilities, that section
19 303(b) of the Arms Control and Disarmament Act (22
20 U.S.C. 2573(b)) provides the following: “No action shall
21 be taken pursuant to this or any other Act that would
22 obligate the United States to reduce or limit the Armed
23 Forces or armaments of the United States in a militarily
24 significant manner, except pursuant to the treaty-making
25 power of the President set forth in Article II, Section 2,

1 Clause 2 of the Constitution or unless authorized by the
2 enactment of further affirmative legislation by the Con-
3 gress of the United States.”.

4 (b) LIMITATION ON FUNDS.—None of the funds au-
5 thorized to be appropriated or otherwise made available
6 for fiscal year 2014 or any fiscal year thereafter for the
7 Department of Defense may be used—

8 (1) to implement any executive agreement relat-
9 ing to the missile defense capabilities of the United
10 States, including basing, locations, capabilities, and
11 numbers of missiles with respect to such missile de-
12 fense capabilities; or

13 (2) to implement rules of engagement or Guid-
14 ance for Employment of Force relating to such exec-
15 utive agreement.

16 (c) RULE OF CONSTRUCTION.—Subsection (b) shall
17 not apply with respect to the use of funds to negotiate
18 or implement any executive agreement with a country with
19 respect to which the United States has entered into a trea-
20 ty of alliance or has a security guarantee.

21 (d) EXECUTIVE AGREEMENT DEFINED.—In this sec-
22 tion, the term “executive agreement” means an inter-
23 national agreement other than—

1 (1) an agreement that is in the form of a treaty
2 under article II, section 2, clause 2 of the Constitu-
3 tion of the United States; or

4 (2) an agreement that requires implementing
5 legislation to be enacted into law for the agreement
6 to enter into force with respect to the United States.

7 **SEC. 1254. LIMITATION ON AVAILABILITY OF FUNDS FOR**
8 **THREAT REDUCTION ENGAGEMENT ACTIVI-**
9 **TIES AND UNITED STATES CONTRIBUTIONS**
10 **TO THE COMPREHENSIVE NUCLEAR-TEST-**
11 **BAN TREATY ORGANIZATION.**

12 (a) **IN GENERAL.**—None of the funds made available
13 for fiscal year 2014 for Threat Reduction Engagement ac-
14 tivities may be obligated or expended for such purposes
15 until the President certifies to Congress that no state
16 party to the Comprehensive Nuclear-Test-Ban Treaty has
17 undertaken nuclear weapons test activities in fiscal year
18 2013 that are inconsistent with United States interpreta-
19 tions regarding obligations under such Treaty.

20 (b) **LOBBYING OR ADVOCACY ACTIVITIES.**—None of
21 the funds made available for fiscal year 2014 for contribu-
22 tions of the United States to the CTBTO entities may be
23 used for lobbying or advocacy in the United States relating
24 to the Comprehensive Nuclear-Test-Ban Treaty.

1 (c) CTBTO ENTITIES.—In subsection (b), the term
2 “CTBTO entities” means—

3 (1) the Comprehensive Nuclear-Test-Ban Trea-
4 ty Organization International Monitoring System;
5 and

6 (2) the Comprehensive Nuclear-Test-Ban Trea-
7 ty Organization Preparatory Commission-Special
8 Contributions.

9 **SEC. 1255. SENSE OF CONGRESS ON MILITARY-TO-MILITARY**
10 **COOPERATION BETWEEN THE UNITED**
11 **STATES AND BURMA.**

12 It is the sense of the Congress that—

13 (1) as the United States policy rebalances to-
14 wards Asia, it is critical that the United States mili-
15 tary comprehensively evaluate its engagement with
16 Burma;

17 (2) the future of the military-to-military rela-
18 tionship between the United States and Burma
19 should take into account the current ethnic conflict
20 in Burma and persecution of ethnic and religious
21 minorities;

22 (3) while the United States has national secu-
23 rity interests in Burma’s peace and stability, the
24 peaceful settlement of armed conflicts with the eth-
25 nic minority groups requires the Burmese military to

1 respect ceasefire agreements, laws of war, and
2 human rights provisions; and

3 (4) the Department of Defense should fully con-
4 sider and assess the Burmese military's efforts to
5 implement reforms, end impunity for human rights
6 abuses, and increase transparency and accountability
7 before expanding military-to-military cooperation be-
8 yond initial dialogue and isolated engagements.

9 **SEC. 1256. SENSE OF CONGRESS ON THE STATIONING OF**
10 **UNITED STATES FORCES IN EUROPE.**

11 (a) FINDINGS.—Congress finds the following:

12 (1) During the past several years, over 700 ki-
13 netic terror incidents have occurred in the U.S. Eu-
14 ropean Command (EUCOM) area of operations. Ris-
15 ing tensions in the region due to unemployment, fis-
16 cal insolvency, ethnic strife, hegemonic desires, and
17 terrorism, pose risks to the security and stability of
18 Europe.

19 (2) Arab Spring uprisings in Middle Eastern
20 and North African countries, including the Republic
21 of Mali, the Arab Republic of Egypt, Libya, and the
22 Syrian Arab Republic (Syria), have presented emerg-
23 ing strategic challenges that present significant im-
24 plications for regional stability, the security of the
25 State of Israel (Israel), and the national security in-

1 terests of the United States and many European al-
2 lies.

3 (3) U.S. Africa Command does not have for-
4 mally assigned Army or Marine Corps units assigned
5 to it and it continues to share Air Force and Navy
6 component commands with EUCOM. Consequently,
7 United States forces stationed in Europe have been
8 deployed to support contingencies associated with
9 the Arab Spring in North Africa.

10 (4) The Commander of U.S. European Com-
11 mand is responsible for developing operational plans
12 for the defense of Israel. Moreover, forces stationed
13 in Europe would be deployed to defend Israel in the
14 event of such a contingency.

15 (5) Regimes, including the Islamic Republic of
16 Iran and Syria, continue efforts to procure, develop,
17 and proliferate advanced ballistic missile tech-
18 nologies that pose a serious threat to United States
19 forces and installations in the theater, as well as to
20 the territory, populations, and forces of Israel and
21 European allies. United States missile defense capa-
22 bilities in Europe seek to mitigate these threats.

23 (6) Violent extremist organizations, including
24 Kongra-Gel, al Qaida, Lebanese Hizballah, and Ira-
25 nian Qods Force, may utilize Europe as an impor-

1 tant venue for recruitment, logistical support, fi-
2 nancing, and the targeting of the United States and
3 Western interests.

4 (7) Congress has lacked sufficient data to com-
5 pare the strategic benefits and the costs associated
6 with permanently stationing forces in Europe. The
7 Government Accountability Office (GAO) has found
8 that the combatant commands do not completely and
9 consistently report cost data in their theater posture
10 plans. In particular, GAO reported in February
11 2011 that EUCOM lacks comprehensive cost data in
12 its theater posture plans and therefore decision mak-
13 ers lack critical information that could be used to
14 make fully informed posture decisions. Additionally,
15 in June 2012, GAO found that the Department of
16 Defense has taken steps to align posture initiatives
17 with strategy and cost, but continues to lack com-
18 prehensive and consistent cost estimates of initia-
19 tives.

20 (8) The Department of Defense has reported
21 that the cost of permanently stationing forces in the
22 United States rather than overseas is often offset by
23 such factors as increased rotational costs.

24 (b) SENSE OF CONGRESS.—It is the sense of Con-
25 gress that—

1 (1) an enduring United States presence and en-
2 engagement across Europe and Eurasia provides the
3 critical access and infrastructure necessary to ac-
4 complish United States strategic priorities, expand
5 United States global reach to Europe, Eurasia, the
6 Middle East, Africa, as well as the Mediterranean
7 and Atlantic Oceans, and facilitates a rapid United
8 States response for complex contingencies;

9 (2) the United States continues to have an in-
10 terest in supporting the stability and security of Eu-
11 rope, especially in a dynamic and challenging global
12 security environment;

13 (3) forward-stationed active duty service mem-
14 bers, forward-deployed rotational units, and reserve
15 forces assigned to U.S. European Command remain
16 essential for United States planning, logistics, and
17 operations in support of U.S. Central Command,
18 U.S. Africa Command, U.S. Transportation Com-
19 mand, U.S. Special Operations Command, and U.S.
20 Strategic Command, as well as fulfilling commit-
21 ments under Article V of the North Atlantic Char-
22 ter;

23 (4) in light of the benefits associated with de-
24 fense of the homeland forward and strategic access,
25 as well as the potential for rotational deployments to

1 increase cost to the Department of Defense, the De-
2 partment of Defense should implement the rec-
3 ommendations of the Government Accountability Of-
4 fice with regard to improved cost estimation to en-
5 able informed force posture decisions prior to mak-
6 ing any further significant changes to the United
7 States force posture in Europe that could increase
8 risk for the United States; and

9 (5) the Secretary of Defense should keep Con-
10 gress fully and currently informed regarding the re-
11 quirements of the United States force posture in Eu-
12 rope and the costs associated with maintaining such
13 force.

14 **SEC. 1257. SENSE OF CONGRESS ON MILITARY CAPABILI-**
15 **TIES OF THE PEOPLE'S REPUBLIC OF CHINA.**

16 Congress—

17 (1) notes the People's Republic of China (PRC)
18 continues to rapidly modernize and expand its mili-
19 tary capabilities across the land, sea, air, space, and
20 cyberspace domains;

21 (2) is concerned by the rate and scope of PRC
22 military developments, including its military-focused
23 cyber espionage, which indicate a desire to constrain
24 or prevent the peaceful activities of the United
25 States and its allies in the Western Pacific;

1 (3) concurs with Admiral Samuel Locklear,
2 commander of U.S. Pacific Command, that “China’s
3 rapid development of advanced military capabilities,
4 combined with its unclear intentions, certainly raises
5 strategic and security concerns for the U.S. and the
6 region”;

7 (4) notes the United States remains committed
8 to a robust forward military-presence in the Asia-
9 Pacific and will continue to vigorously support mu-
10 tual defense arrangements with treaty allies while
11 also building deeper relationships with other stra-
12 tegic partners in the region; and

13 (5) urges the Government of the PRC to work
14 peacefully to resolve existing territorial disputes and
15 to adopt a maritime code of conduct with relevant
16 parties to guide all forms of maritime interaction
17 and communications in the Asia-Pacific.

18 **SEC. 1258. RULE OF CONSTRUCTION.**

19 Nothing in this Act shall be construed as authorizing
20 the use of force against Syria or Iran.

21 **SEC. 1259. SENSE OF CONGRESS REGARDING RELATIONS**
22 **WITH TAIWAN.**

23 It is the sense of Congress that the United States
24 should—

1 (1) allow all high-level officials of Taiwan to
2 enter into the United States or its embassies and
3 consulates under conditions which demonstrate ap-
4 propriate respect for the dignity of such leaders;

5 (2) allow meetings between all high-level Tai-
6 wan and United States officials in United States ex-
7 ecutive departments;

8 (3) allow the Taipei Economic and Cultural
9 Representative Office and all other instrumentalities
10 established in the United States by Taiwan to con-
11 duct business activities, including activities which in-
12 volve participation by Members of Congress and
13 other representatives of Federal, State, and local
14 governments, and all high-level Taiwan officials,
15 without obstruction from the United States Govern-
16 ment or any foreign power; and

17 (4) adopt a policy of allowing high-ranking Tai-
18 wan leaders to make official visits with high-ranking
19 officials of the United States, including official visits
20 by Taiwan's democratically elected president, and al-
21 lowing for visits between these officials in Wash-
22 ington, D.C.

23 **SEC. 1260. SENSE OF CONGRESS ON THE THREAT POSED BY**
24 **HEZBOLLAH.**

25 (a) FINDINGS.—Congress finds the following:

1 (1) Hezbollah has been designated a foreign
2 terrorist organization by the Department of State
3 since October 8, 1997.

4 (2) Hezbollah has been responsible for numer-
5 ous terrorist attacks and attempted terrorist attacks
6 around the world, including attacks against United
7 States citizens.

8 (3) Hezbollah is active in Europe and has been
9 linked to a July 18, 2012, suicide bombing in Bul-
10 garia which killed five people.

11 (4) Hezbollah operatives have been captured
12 around the world attacking or attempting to attack
13 Western and Israeli targets.

14 (5) The United States is working with its Euro-
15 pean allies to combat terrorism through a variety of
16 means, including through NATO's Partnership Ac-
17 tion Plan against Terrorism and the Defence
18 Against Terrorism Programme of Work.

19 (b) SENSE OF CONGRESS.—It is the sense of Con-
20 gress that—

21 (1) the United States should continue to use all
22 necessary means to fight against terrorism, includ-
23 ing Hezbollah;

1 (2) President Obama should strongly encourage
2 his European counterparts to publicly condemn
3 Hezbollah;

4 (3) European allies should seek to officially rec-
5 ognize Hezbollah as a terrorist organization;

6 (4) any attempt to distinguish between military
7 and civilian wings in Hezbollah is meaningless; and

8 (5) all countries should work together to fight
9 radical terrorist organizations like Hezbollah.

10 **SEC. 1261. COMBATING CRIME THROUGH INTELLIGENCE**

11 **CAPABILITIES.**

12 The Secretary of Defense is authorized to deploy as-
13 sets, personnel, and resources to the Joint Interagency
14 Task Force South, in coordination with SOUTHCOM, to
15 combat the following by supplying sufficient intelligence
16 capabilities:

17 (1) Transnational criminal organizations.

18 (2) Drug trafficking.

19 (3) Bulk shipments of narcotics or currency.

20 (4) Narco-terrorism.

21 (5) Human trafficking.

22 (6) The Iranian presence in the Western Hemi-
23 sphere.

1 **SEC. 1262. LIMITATION ON AVAILABILITY OF FUNDS TO IM-**
2 **PLEMENT THE ARMS TRADE TREATY.**

3 None of the funds authorized to be appropriated by
4 this Act or otherwise made available for fiscal year 2014
5 or any fiscal year thereafter for the Department of De-
6 fense may be obligated or expended to implement the
7 Arms Trade Treaty, or to make any change to existing
8 programs, projects, or activities as approved by Congress
9 in furtherance of, pursuant to, or otherwise to implement
10 the Arms Trade Treaty, unless the Arms Trade Treaty
11 has been signed by the President, received the advice and
12 consent of the Senate, and has been the subject of imple-
13 menting legislation by the Congress.

14 **SEC. 1263. WAR POWERS OF CONGRESS.**

15 (a) FINDINGS.—Congress finds the following:

16 (1) In 1793, George Washington said, “The
17 constitution vests the power of declaring war in Con-
18 gress; therefore no offensive expedition of impor-
19 tance can be undertaken until after they shall have
20 deliberated upon the subject and authorized such a
21 measure.”.

22 (2) In a letter to Thomas Jefferson in 1798,
23 James Madison wrote: “The constitution supposes,
24 what the History of all Governments demonstrates,
25 that the Executive is the branch of power most in-
26 terested in war, and most prone to it. It has accord-

1 ingly with studied care vested the question of war to
2 the Legislature.”

3 (3) In 1973, Congress passed the War Powers
4 Resolution which states in section 2: “The constitu-
5 tional powers of the President as Commander-in-
6 Chief to introduce United States Armed Forces into
7 hostilities, or into situations where imminent involve-
8 ment in hostilities is clearly indicated by the cir-
9 cumstances, are exercised only pursuant to (1) a
10 declaration of war, (2) specific statutory authoriza-
11 tion, or (3) national emergency created by attack
12 upon the United States, its territories or posses-
13 sions, or its armed forces.”.

14 (4) In its April 1, 2011, Memorandum to Presi-
15 dent Obama, the Office of Legal Counsel concluded:
16 “President Obama could rely on his constitutional
17 power to safeguard the national interest by directing
18 the anticipated military operations in Libya—which
19 were limited in their nature, scope, and duration—
20 without prior congressional authorization.”.

21 (5) On June 15, 2011, in a letter to the Speak-
22 er of the House of Representatives from the Depart-
23 ment of Defense and Department of State, the De-
24 partments informed Congress that “The President is
25 of the view that the current U.S. military operations

1 in Libya are consistent with the War Powers Resolu-
2 tion and do not under that law require further con-
3 gressional authorization, because U.S. military oper-
4 ations are distinct from the kind of ‘hostilities con-
5 templated by the Resolution’s 60 day termination
6 provision’.”.

7 (6) The precedence set by the Executive Branch
8 in its assertion that Congress plays no role in mili-
9 tary actions like those taken in Libya is contrary to
10 the intent of the Framers and of the Constitution
11 which vests sole authority to declare war in the Leg-
12 islative Branch.

13 (b) RULE OF CONSTRUCTION.—Nothing in this Act
14 shall be construed to authorize any use of military force.

15 **SEC. 1264. PROHIBITION ON USE OF DRONES TO KILL**
16 **UNITED STATES CITIZENS.**

17 (a) PROHIBITION.—The Department of Defense may
18 not use a drone to kill a citizen of the United States.

19 (b) EXCEPTION.—The prohibition under subsection
20 (a) shall not apply to an individual who is actively engaged
21 in combat against the United States.

22 (c) DEFINITION.—In this section, the term “drone”
23 means an unmanned aircraft (as defined in section 331
24 of the FAA Modernization and Reform Act of 2012 (49
25 U.S.C. 40101 note)).

1 **SEC. 1265. SALE OF F-16 AIRCRAFT TO TAIWAN.**

2 The President shall carry out the sale of no fewer
3 than 66 F-16C/D multirole fighter aircraft to Taiwan.

4 **SEC. 1266. STATEMENT OF POLICY AND REPORT ON THE IN-**
5 **HERENT RIGHT OF ISRAEL TO SELF-DE-**
6 **FENSE.**

7 (a) FINDINGS.—Congress makes the following find-
8 ings:

9 (1) The United States-Israel Enhanced Security
10 Cooperation Act of 2012 (22 U.S.C. 8601 et seq.)
11 established the policy of the United States to sup-
12 port the inherent right of Israel to self-defense.

13 (2) The United States-Israel Enhanced Security
14 Cooperation Act of 2012 (22 U.S.C. 8601 et seq.)
15 expressed the sense of Congress that the Govern-
16 ment of the United States should transfer to the
17 Government of Israel defense articles and defense
18 services such as air refueling tankers, missile de-
19 fense capabilities, and specialized munitions.

20 (3) The inherent right of Israel to self-defense
21 necessarily includes the possession and maintenance
22 by Israel of an independent capability to remove ex-
23 istential threats to its security and defend its vital
24 national interests.

25 (b) POLICY OF THE UNITED STATES.—It is the pol-
26 icy of the United States to take all necessary steps to en-

1 sure that Israel possesses and maintains an independent
2 capability to remove existential threats to its security and
3 defend its vital national interests.

4 (c) SENSE OF CONGRESS.—It is the sense of Con-
5 gress that air refueling tankers and advanced bunker-
6 buster munitions should immediately be transferred to
7 Israel to ensure our democratic ally has an independent
8 capability to remove any existential threat posed by the
9 Iranian nuclear program and defend its vital national in-
10 terests.

11 (d) REPORT.—Not later than 90 days after the date
12 of the enactment of this Act, and every 90 days thereafter,
13 the President shall submit to the House and Senate
14 Armed Services committees, the House Foreign Affairs
15 Committee, the Senate Foreign Relations Committee, and
16 the House and Senate Appropriations committees a report
17 that—

18 (1) identifies all aerial refueling platforms,
19 bunker-buster munitions, and other capabilities and
20 platforms that would contribute significantly to the
21 maintenance by Israel of a robust independent capa-
22 bility to remove existential security threats, includ-
23 ing nuclear and ballistic missile facilities in Iran,
24 and defend its vital national interests;

1 (2) assesses the availability for sale or transfer
2 of items necessary to acquire the capabilities and
3 platforms described in paragraph (1) as well as the
4 legal authorities available for making such transfers;
5 and

6 (3) describes the steps the President is taking
7 to immediately transfer the items described in para-
8 graph (1) pursuant to the policy described in sub-
9 section (b).

10 **SEC. 1267. REPORT ON COLLECTIVE AND NATIONAL SECUR-**
11 **ITY IMPLICATIONS OF CENTRAL ASIAN AND**
12 **SOUTH CAUCASUS ENERGY DEVELOPMENT.**

13 (a) FINDINGS.—Congress finds the following:

14 (1) Assured access to stable energy supplies is
15 an enduring concern of both the United States and
16 the North Atlantic Treaty Organization (NATO).

17 (2) Adopted in Lisbon in November 2010, the
18 new NATO Strategic Concept declares that “[s]ome
19 NATO countries will become more dependent on for-
20 eign energy suppliers and in some cases, on foreign
21 energy supply and distribution networks for their en-
22 ergy needs”.

23 (3) The report required by section 1233 of the
24 National Defense Authorization Act for Fiscal Year
25 2012 (Public Law 112–81) reaffirmed the Strategic

1 Concept's assessment of growing energy dependence
2 of some members of the NATO alliance and also
3 noted there is value in the assured access, protec-
4 tion, and delivery of energy.

5 (4) Development of energy resources and tran-
6 sit routes in the areas surrounding the Caspian Sea
7 can diversify sources of supply for members of the
8 NATO alliance, particularly those in Eastern Eu-
9 rope.

10 (b) REPORT.—

11 (1) REPORT.—Not later than 270 days after
12 the date of the enactment of this Act, the Secretary
13 of Defense shall, in consultation with the Secretary
14 of State and the Secretary of Energy, submit to the
15 appropriate congressional committees a detailed re-
16 port on the implications of new energy resource de-
17 velopment and distribution networks, both planned
18 and under construction, in the areas surrounding the
19 Caspian Sea for energy security strategies of the
20 United States and NATO.

21 (2) ELEMENTS.—The report required by para-
22 graph (1) shall include the following:

23 (A) An assessment of the dependence of
24 NATO members on a single oil or natural gas
25 supplier or distribution network.

1 (B) An assessment of the potential of en-
2 ergy resources of the areas surrounding the
3 Caspian Sea to mitigate such dependence on a
4 single supplier or distribution network.

5 (C) Recommendations, if any, for ways in
6 which the United States can help support in-
7 creased energy security for NATO members.

8 (3) SUBMISSION OF CLASSIFIED INFORMA-
9 TION.—The report under this subsection shall be
10 submitted in unclassified form, but may contain a
11 classified annex.

12 (c) APPROPRIATE CONGRESSIONAL COMMITTEES DE-
13 FINED.—In this section, the term “appropriate congres-
14 sional committees” means—

15 (1) the Committee on Armed Services and the
16 Committee on Foreign Affairs of the House of Rep-
17 resentatives; and

18 (2) the Committee on Armed Services and the
19 Committee on Foreign Relations of the Senate.

20 **SEC. 1268. REPORT ON MILITARY AND SECURITY DEVELOP-**
21 **MENTS INVOLVING THE RUSSIAN FEDERA-**
22 **TION.**

23 (a) REPORT.—Not later than June 1, 2014, and
24 June 1 of each year thereafter through 2017, the Sec-
25 retary of Defense shall submit to the specified congres-

1 sional committees a report, in both classified and unclassi-
2 fied form, on the current and future military power of the
3 Russian Federation (in this section referred to as “Rus-
4 sia”). The report shall address the current and probable
5 future course of military-technological development of the
6 Russian military, the tenets and probable development of
7 Russian security strategy and military strategy, and mili-
8 tary organizations and operational concepts, for the 20-
9 year period following submission of such report.

10 (b) MATTERS TO BE INCLUDED.—A report required
11 under subsection (a) shall include the following:

12 (1) An assessment of the security situation in
13 regions neighboring Russia.

14 (2) The goals and factors shaping Russian se-
15 curity strategy and military strategy.

16 (3) Trends in Russian security and military be-
17 havior that would be designed to achieve, or that are
18 consistent with, the goals described in paragraph
19 (2).

20 (4) An assessment of Russia’s global and re-
21 gional security objectives, including objectives that
22 would affect the North Atlantic Treaty Organiza-
23 tion, the Middle East, and the People’s Republic of
24 China.

1 (5) A detailed assessment of the sizes, loca-
2 tions, and capabilities of Russian nuclear, special op-
3 erations, land, sea, and air forces.

4 (6) Developments in Russian military doctrine
5 and training.

6 (7) An assessment of the proliferation activities
7 of Russia and Russian entities, as a supplier of ma-
8 terials, technologies, or expertise relating to nuclear
9 weapons or other weapons of mass destruction or
10 missile systems.

11 (8) Developments in Russia's asymmetric capa-
12 bilities, including its strategy and efforts to develop
13 and deploy cyberwarfare and electronic warfare ca-
14 pabilities, details on the number of malicious cyber
15 incidents originating from Russia against Depart-
16 ment of Defense infrastructure, and associated ac-
17 tivities originating or suspected of originating from
18 Russia.

19 (9) The strategy and capabilities of Russian
20 space and counterspace programs, including trends,
21 global and regional activities, the involvement of
22 military and civilian organizations, including state-
23 owned enterprises, academic institutions, and com-
24 mercial entities, and efforts to develop, acquire, or

1 gain access to advanced technologies that would en-
2 hance Russian military capabilities.

3 (10) Developments in Russia's nuclear pro-
4 gram, including the size and state of Russia's stock-
5 pile, its nuclear strategy and associated doctrines, its
6 civil and military production capacities, and projec-
7 tions of its future arsenals.

8 (11) A description of Russia's anti-access and
9 area denial capabilities.

10 (12) A description of Russia's command, con-
11 trol, communications, computers, intelligence, sur-
12 veillance, and reconnaissance modernization program
13 and its applications for Russia's precision guided
14 weapons.

15 (13) In consultation with the Secretary of En-
16 ergy and the Secretary of State, developments re-
17 garding United States-Russian engagement and co-
18 operation on security matters.

19 (14) The current state of United States mili-
20 tary-to-military contacts with the Russian Federa-
21 tion Armed Forces, which shall include the following:

22 (A) A comprehensive and coordinated
23 strategy for such military-to-military contacts
24 and updates to the strategy.

1 (B) A summary of all such military-to-mili-
2 tary contacts during the one-year period pre-
3 ceding the report, including a summary of top-
4 ics discussed and questions asked by the Rus-
5 sian participants in those contacts.

6 (C) A description of such military-to-mili-
7 tary contacts scheduled for the 12-month period
8 following such report and the plan for future
9 contacts.

10 (D) The Secretary's assessment of the ben-
11 efits the Russians expect to gain from such
12 military-to-military contacts.

13 (E) The Secretary's assessment of the ben-
14 efits the Department of Defense expects to gain
15 from such military-to-military contacts, and any
16 concerns regarding such contacts.

17 (F) The Secretary's assessment of how
18 such military-to-military contacts fit into the
19 larger security relationship between the United
20 States and the Russian Federation.

21 (15) A description of Russian military-to-mili-
22 tary relationships with other countries, including the
23 size and activity of military attaché offices around
24 the world and military education programs con-

1 ducted in Russia for other countries or in other
2 countries for the Russians.

3 (16) Other military and security developments
4 involving Russia that the Secretary of Defense con-
5 sidered relevant to United States national security.

6 (c) DEFINITION.—In this section the term “specified
7 congressional committees” means—

8 (1) the Committee on Armed Services and the
9 Committee on Foreign Affairs of the House of Rep-
10 resentatives; and

11 (2) the Committee on Armed Services and the
12 Committee on Foreign Relations of the Senate.

13 **SEC. 1269. LIMITATION ON ASSISTANCE TO PROVIDE TEAR**
14 **GAS OR OTHER RIOT CONTROL ITEMS.**

15 None of the funds authorized to be appropriated by
16 this Act may be used to provide tear gas or other riot
17 control items to the government of a country undergoing
18 a transition to democracy in the Middle East or North
19 Africa unless the Secretary of Defense certifies to the
20 Committee on Armed Services of the Senate and the Com-
21 mittee on Armed Services of the House of Representatives
22 that the security forces of such government are not using
23 excessive force to repress peaceful, lawful, and organized
24 dissent.

1 **SEC. 1270. REPORT ON CERTAIN FINANCIAL ASSISTANCE**
2 **TO AFGHAN MILITARY.**

3 Not later than 180 days after the date of the enact-
4 ment of this Act, the Secretary of Defense shall submit
5 to Congress a report on measures to monitor and ensure
6 that United States financial assistance to the Afghan Na-
7 tional Security Forces to purchase fuel is not used to pur-
8 chase fuel from Iran in violation of United States sanc-
9 tions.

10 **SEC. 1271. ISRAEL'S RIGHT TO SELF-DEFENSE.**

11 Congress fully supports Israel's lawful exercise of
12 self-defense, including actions to halt regional aggression.

13 **SEC. 1272. SENSE OF CONGRESS STRONGLY SUPPORTING**
14 **THE FULL IMPLEMENTATION OF UNITED**
15 **STATES AND INTERNATIONAL SANCTIONS ON**
16 **IRAN AND URGING THE PRESIDENT TO CON-**
17 **TINUE TO STRENGTHEN ENFORCEMENT OF**
18 **SANCTIONS LEGISLATION.**

19 (a) FINDINGS.—Congress finds the following:

20 (1) On May 14, 1948, the people of Israel pro-
21 claimed the establishment of the sovereign and inde-
22 pendent State of Israel.

23 (2) On March 28, 1949, the United States Gov-
24 ernment recognized the establishment of the new
25 State of Israel and established full diplomatic rela-
26 tions.

1 (3) Since its establishment nearly 65 years ago,
2 the modern State of Israel has rebuilt a nation,
3 forged a new and dynamic democratic society, and
4 created a thriving economic, political, cultural, and
5 intellectual life despite the heavy costs of war, ter-
6 rorism, and unjustified diplomatic and economic boy-
7 cotts against the people of Israel.

8 (4) The people of Israel have established a vi-
9 brant, pluralistic, democratic political system, includ-
10 ing freedom of speech, association, and religion; a
11 vigorously free press; free, fair, and open elections;
12 the rule of law; a fully independent judiciary; and
13 other democratic principles and practices.

14 (5) Since the 1979 revolution in Iran, the lead-
15 ers of the Islamic Republic of Iran have repeatedly
16 made threats against the existence of the State of
17 Israel and sponsored acts of terrorism and violence
18 against its citizens.

19 (6) On October 27, 2005, President of Iran
20 Mahmoud Ahmadinejad called for a world without
21 America and Zionism.

22 (7) In February 2012, Supreme Leader of Iran
23 Ali Khamenei said of Israel, “The Zionist regime is
24 a true cancer tumor on this region that should be
25 cut off. And it definitely will be cut off.”.

1 (8) In August 2012, Supreme Leader
2 Khamenei said of Israel, “This bogus and fake Zion-
3 ist outgrowth will disappear off the landscape of ge-
4 ography.”.

5 (9) In August 2012, President Ahmadinejad
6 said that “in the new Middle East * * * there will
7 be no trace of the American presence and the Zion-
8 ists”;

9 (10) The Department of State has designated
10 the Islamic Republic of Iran as a state sponsor of
11 terrorism since 1984 and has characterized the Is-
12 lamic Republic of Iran as the “most active state
13 sponsor of terrorism” in the world.

14 (11) The Government of the Islamic Republic of
15 Iran has provided weapons, training, funding, and
16 direction to terrorist groups, including Hamas,
17 Hizballah, and Shiite militias in Iraq that are re-
18 sponsible for the murder of hundreds of United
19 States service members and innocent civilians.

20 (12) The Government of the Islamic Republic of
21 Iran has provided weapons, training, and funding to
22 the regime of Bashar al Assad that has been used
23 to suppress and murder its own people.

24 (13) Since at least the late 1980s, the Govern-
25 ment of the Islamic Republic of Iran has engaged in

1 a sustained and well-documented pattern of illicit
2 and deceptive activities to acquire a nuclear weapons
3 capability.

4 (14) Since September 2005, the Board of Gov-
5 ernors of the International Atomic Energy Agency
6 (IAEA) has found the Islamic Republic of Iran to be
7 in non-compliance with its safeguards agreement
8 with the IAEA, which Iran is obligated to undertake
9 as a non-nuclear-weapon State Party to the Treaty
10 on the Non-Proliferation of Nuclear Weapons, done
11 at Washington, London, and Moscow July 1, 1968,
12 and entered into force March 5, 1970 (NPT).

13 (15) The United Nations Security Council has
14 adopted multiple resolutions since 2006 demanding
15 of the Government of the Islamic Republic of Iran
16 its full and sustained suspension of all uranium en-
17 richment-related and reprocessing activities and its
18 full cooperation with the IAEA on all outstanding
19 issues related to its nuclear activities, particularly
20 those concerning the possible military dimensions of
21 its nuclear program.

22 (16) The Government of the Islamic Republic of
23 Iran has refused to comply with United Nations Se-
24 curity Council resolutions or to fully cooperate with
25 the IAEA.

1 (17) In November 2011, the IAEA Director
2 General issued a report that documented “serious
3 concerns regarding possible military dimensions to
4 Iran’s nuclear programme”, and affirmed that infor-
5 mation available to the IAEA indicates that “Iran
6 has carried out activities relevant to the development
7 of a nuclear explosive device” and that some activi-
8 ties may be ongoing.

9 (18) The Government of Iran stands in viola-
10 tion of the Universal Declaration of Human Rights
11 for denying its citizens basic freedoms, including the
12 freedoms of expression, religion, peaceful assembly
13 and movement, and for flagrantly abusing the rights
14 of minorities and women.

15 (19) In his State of the Union Address on Jan-
16 uary 24, 2012, President Barack Obama stated,
17 “Let there be no doubt: America is determined to
18 prevent Iran from getting a nuclear weapon, and I
19 will take no options off the table to achieve that
20 goal.”.

21 (20) Congress has passed and the President has
22 signed into law legislation imposing significant eco-
23 nomic and diplomatic sanctions on Iran to encourage
24 the Government of Iran to abandon its pursuit of
25 nuclear weapons and end its support for terrorism.

1 (21) These sanctions, while having significant
2 effect, have yet to persuade Iran to abandon its il-
3 licit pursuits and comply with United Nations Secu-
4 rity Council resolutions.

5 (22) More stringent enforcement of sanctions
6 legislation, including elements targeting oil exports
7 and access to foreign exchange, could still lead the
8 Government of Iran to change course.

9 (23) In his State of the Union Address on Feb-
10 ruary 12, 2013, President Obama reiterated, “The
11 leaders of Iran must recognize that now is the time
12 for a diplomatic solution, because a coalition stands
13 united in demanding that they meet their obliga-
14 tions. And we will do what is necessary to prevent
15 them from getting a nuclear weapon.”.

16 (24) On March 4, 2012, President Obama stat-
17 ed, “Iran’s leaders should understand that I do not
18 have a policy of containment; I have a policy to pre-
19 vent Iran from obtaining a nuclear weapon.”.

20 (25) On October 22, 2012, President Obama
21 said of Iran, “The clock is ticking * * * And we’re
22 going to make sure that if they do not meet the de-
23 mands of the international community, then we are
24 going to take all options necessary to make sure
25 they don’t have a nuclear weapon.”.

1 (26) On May 19, 2011, President Obama stat-
2 ed, “Every state has the right to self-defense, and
3 Israel must be able to defend itself, by itself, against
4 any threat.”.

5 (27) On September 21, 2011, President Obama
6 stated, “America’s commitment to Israel’s security
7 is unshakeable. Our friendship with Israel is deep
8 and enduring.”.

9 (28) On March 4, 2012, President Obama stat-
10 ed, “And whenever an effort is made to delegitimize
11 the state of Israel, my administration has opposed
12 them. So there should not be a shred of doubt by
13 now: when the chips are down, I have Israel’s
14 back.”.

15 (29) On October 22, 2012, President Obama
16 stated, “Israel is a true friend. And if Israel is at-
17 tacked, America will stand with Israel. I’ve made
18 that clear throughout my presidency * * * I will
19 stand with Israel if they are attacked.”.

20 (30) In December 2012, 74 United States Sen-
21 ators wrote to President Obama “As you begin your
22 second term as President, we ask you to reiterate
23 your readiness to take military action against Iran
24 if it continues its efforts to acquire a nuclear weap-
25 on. In addition, we urge you to work with our Euro-

1 pean and Middle Eastern allies to demonstrate to
2 the Iranians that a credible and capable multilateral
3 coalition exists that would support a military strike
4 if, in the end, this is unfortunately necessary.”.

5 (31) The United States-Israel Enhanced Secu-
6 rity Cooperation Act of 2012 (Public Law 112–150)
7 stated that it is United States policy to support
8 Israel’s inherent right to self-defense.

9 (b) SENSE OF CONGRESS.—Congress—

10 (1) reaffirms the special bonds of friendship
11 and cooperation that have existed between the
12 United States and the State of Israel for more than
13 sixty years and that enjoy overwhelming bipartisan
14 support in Congress and among the people of the
15 United States;

16 (2) strongly supports the close military, intel-
17 ligence, and security cooperation that President
18 Obama has pursued with Israel and urges this co-
19 operation to continue and deepen;

20 (3) deplores and condemns, in the strongest
21 possible terms, the reprehensible statements and
22 policies of the leaders of the Islamic Republic of Iran
23 threatening the security and existence of Israel;

24 (4) recognizes the tremendous threat posed to
25 the United States, the West, and Israel by the Gov-

1 ernment of Iran's continuing pursuit of a nuclear
2 weapons capability;

3 (5) reiterates that the policy of the United
4 States is to prevent Iran from acquiring a nuclear
5 weapon capability and to take such action as may be
6 necessary to implement this policy;

7 (6) reaffirms its strong support for the full im-
8 plementation of United States and international
9 sanctions on Iran and urges the President to con-
10 tinue and strengthen enforcement of sanctions legis-
11 lation;

12 (7) declares that the United States has a vital
13 national interest in, and unbreakable commitment
14 to, ensuring the existence, survival, and security of
15 the State of Israel, and reaffirms United States sup-
16 port for Israel's right to self-defense; and

17 (8) urges that, if the Government of Israel is
18 compelled to take military action in legitimate self-
19 defense against Iran's nuclear weapons program, the
20 United States Government should stand with Israel
21 and provide, in accordance with United States law
22 and the constitutional responsibility of Congress to
23 authorize the use of military force, diplomatic, mili-
24 tary, and economic support to the Government of

1 Israel in its defense of its territory, people, and ex-
2 istence.

3 (c) **RULE OF CONSTRUCTION.**—Nothing in this sec-
4 tion shall be construed as an authorization for the use of
5 force or a declaration of war.

6 **SEC. 1273. SENSE OF CONGRESS ON THE ILLEGAL NUCLEAR**
7 **WEAPONS PROGRAMS OF IRAN AND NORTH**
8 **KOREA.**

9 It is the sense of Congress that—

10 (1) the paramount security concern of the
11 United States is the ongoing and illegal nuclear
12 weapons programs of the Islamic Republic of Iran
13 and the Democratic People’s Republic of Korea;

14 (2) it should be the primary objective of the
15 President of the United States to ensure that North
16 Korea’s nuclear program is completely and verifiably
17 eliminated and that Iran, and its terrorist proxies,
18 are not allowed to develop nuclear weapons capa-
19 bility and the means to deliver them;

20 (3) the continuing failure to compel Iran and
21 North Korea to comply with their respective obliga-
22 tions under international law risks greater nuclear
23 proliferation throughout already unstable regions by
24 states that have chosen, but not irreversibly so, to

1 refrain from developing or acquiring their own nu-
2 clear weapons capability;

3 (4) nuclear arms reductions by the United
4 States and the Russian Federation have not per-
5 suaded or otherwise incentivized Iran and North
6 Korea to halt or reverse their destabilizing and dan-
7 gerous nuclear weapons programs, nor have they re-
8 sulted in increased cooperation by other states to
9 deal with these threats; and

10 (5) the President should use all international
11 fora available to the President to pursue the com-
12 plete and verifiable elimination of the nuclear weap-
13 ons programs of Iran and North Korea as the Presi-
14 dent's paramount obligation to the security of the
15 American people.

16 **SEC. 1274. LIMITATION ON USE OF FUNDS TO PURCHASE**
17 **EQUIPMENT FROM ROSOBORONEXPORT.**

18 (a) **LIMITATION.**—No funds authorized to be appro-
19 priated for the Department of Defense for any fiscal year
20 after fiscal year 2013 may be used for the purchase of
21 any equipment from Rosoboronexport until the Secretary
22 of Defense certifies in writing to the congressional defense
23 committees that, to the best of the Secretary's knowl-
24 edge—

1 (1) Rosoboronexport is cooperating fully with
2 the Defense Contract Audit Agency;

3 (2) Rosoboronexport has not delivered S-300
4 advanced anti-aircraft missiles to Syria; and

5 (3) no new contracts have been signed between
6 the Bashar al Assad regime in Syria and
7 Rosoboronexport since January 1, 2013.

8 (b) NATIONAL SECURITY WAIVER.—

9 (1) IN GENERAL.—The Secretary of Defense
10 may waive the limitation in subsection (a) if the Sec-
11 retary certifies that the waiver in order to purchase
12 equipment from Rosoboronexport is in national secu-
13 rity interest of the United States.

14 (2) REPORT.—If the Secretary waives the limi-
15 tation in subsection (a) pursuant to paragraph (1),
16 the Secretary shall submit to the congressional de-
17 fense committees, not later than 30 days before pur-
18 chasing equipment from Rosoboronexport pursuant
19 to the waiver, a report on the waiver. The report
20 shall be submitted in classified or unclassified form,
21 at the election of the Secretary. The report shall in-
22 clude the following:

23 (A) An explanation why it is in the na-
24 tional security interest of the United States to
25 purchase equipment from Rosoboronexport.

1 (B) An explanation why comparable equip-
2 ment cannot be purchased from another cor-
3 poration.

4 (C) An assessment of the cooperation of
5 Rosoboronexport with the Defense Contract
6 Audit Agency.

7 (D) An assessment of whether and how
8 many S-300 advanced anti-aircraft missiles
9 have been delivered to the Assad regime by
10 Rosoboronexport.

11 (E) A list of the contracts that
12 Rosoboronexport has signed with the Assad re-
13 gime since January 1, 2013.

14 (c) REQUIREMENT FOR COMPETITIVELY BID CON-
15 TRACTS.—The Secretary of Defense shall award any con-
16 tract that will use United States funds for the procure-
17 ment of helicopters for the Afghan Security Forces using
18 competitive procedures based on requirements developed
19 by the Secretary of Defense.

20 **TITLE XIII—COOPERATIVE**
21 **THREAT REDUCTION**

22 **SEC. 1301. SPECIFICATION OF COOPERATIVE THREAT RE-**
23 **DUCTION PROGRAMS AND FUNDS.**

24 (a) SPECIFICATION OF COOPERATIVE THREAT RE-
25 Duction Programs.—For purposes of section 301 and

1 other provisions of this Act, Cooperative Threat Reduction
2 programs are the programs specified in section 1501 of
3 the National Defense Authorization Act for Fiscal Year
4 1997 (50 U.S.C. 2362 note).

5 (b) FISCAL YEAR 2014 COOPERATIVE THREAT RE-
6 Duction Funds Defined.—As used in this title, the
7 term “fiscal year 2014 Cooperative Threat Reduction
8 funds” means the funds appropriated pursuant to the au-
9 thorization of appropriations in section 301 and made
10 available by the funding table in section 4301 for Coopera-
11 tive Threat Reduction programs.

12 (c) AVAILABILITY OF FUNDS.—Funds appropriated
13 pursuant to the authorization of appropriations in section
14 301 and made available by the funding table in section
15 4301 for Cooperative Threat Reduction programs shall be
16 available for obligation for fiscal years 2014, 2015, and
17 2016.

18 **SEC. 1302. FUNDING ALLOCATIONS.**

19 (a) FUNDING FOR SPECIFIC PURPOSES.—Of the
20 \$528,455,000 authorized to be appropriated to the De-
21 partment of Defense for fiscal year 2014 in section 301
22 and made available by the funding table in section 4301
23 for Cooperative Threat Reduction programs, the following
24 amounts may be obligated for the purposes specified:

1 (1) For strategic offensive arms elimination,
2 \$5,655,000.

3 (2) For chemical weapons destruction,
4 \$13,000,000.

5 (3) For global nuclear security, \$32,793,000.

6 (4) For cooperative biological engagement,
7 \$293,142,110.

8 (5) For proliferation prevention, \$149,314,890.

9 (6) For threat reduction engagement,
10 \$6,375,000.

11 (7) For activities designated as Other Assess-
12 ments/Administrative Costs, \$28,175,000.

13 (b) REPORT ON OBLIGATION OR EXPENDITURE OF
14 FUNDS FOR OTHER PURPOSES.—No fiscal year 2014 Co-
15 operative Threat Reduction funds may be obligated or ex-
16 pended for a purpose other than a purpose listed in para-
17 graphs (1) through (7) of subsection (a) until 15 days
18 after the date that the Secretary of Defense submits to
19 Congress a report on the purpose for which the funds will
20 be obligated or expended and the amount of funds to be
21 obligated or expended. Nothing in the preceding sentence
22 shall be construed as authorizing the obligation or expend-
23 iture of fiscal year 2014 Cooperative Threat Reduction
24 funds for a purpose for which the obligation or expendi-

1 ture of such funds is specifically prohibited under this title
2 or any other provision of law.

3 (c) LIMITED AUTHORITY TO VARY INDIVIDUAL
4 AMOUNTS.—

5 (1) IN GENERAL.—Subject to paragraph (2), in
6 any case in which the Secretary of Defense deter-
7 mines that it is necessary to do so in the national
8 interest, the Secretary may obligate amounts appro-
9 priated for fiscal year 2014 for a purpose listed in
10 paragraphs (1) through (7) of subsection (a) in ex-
11 cess of the specific amount authorized for that pur-
12 pose.

13 (2) NOTICE-AND-WAIT REQUIRED.—An obliga-
14 tion of funds for a purpose stated in paragraphs (1)
15 through (7) of subsection (a) in excess of the specific
16 amount authorized for such purpose may be made
17 using the authority provided in paragraph (1) only
18 after—

19 (A) the Secretary submits to Congress no-
20 tification of the intent to do so together with a
21 complete discussion of the justification for
22 doing so; and

23 (B) 15 days have elapsed following the
24 date of the notification.

1 **SEC. 1303. EXTENSION FOR USE OF CONTRIBUTIONS TO**
2 **THE COOPERATIVE THREAT REDUCTION**
3 **PROGRAM.**

4 Section 1303(g) of the National Defense Authoriza-
5 tion Act for Fiscal Year 2010 (Public Law 111–84; 22
6 U.S.C. 5952 note) is amended by striking “2015” and in-
7 serting “2018”.

8 **SEC. 1304. STRATEGY TO MODERNIZE COOPERATIVE**
9 **THREAT REDUCTION AND PREVENT THE**
10 **PROLIFERATION OF WEAPONS OF MASS DE-**
11 **STRUCTION AND RELATED MATERIALS IN**
12 **THE MIDDLE EAST AND NORTH AFRICA RE-**
13 **GION.**

14 (a) STRATEGY REQUIRED.—The Secretary of De-
15 fense, in consultation with the Secretary of State and the
16 Secretary of Energy, shall establish a comprehensive and
17 broad nonproliferation strategy to modernize cooperative
18 threat reduction and advance cooperative efforts with
19 international partners to reduce the threat from the pro-
20 liferation of weapons of mass destruction and related ma-
21 terials in the Middle East and North Africa region.

22 (b) ELEMENTS.—The strategy required by subsection
23 (a) shall—

24 (1) build upon the current activities of the De-
25 partments of Defense, State, and Energy’s non-
26 proliferation programs that aim to mitigate the

1 range of threats in the Middle East and North Africa
2 region posed by weapons of mass destruction;

3 (2) review issues relating to the threat from the
4 proliferation of weapons of mass destruction and re-
5 lated materials in the Middle East and North Africa
6 region on a regional basis as well as on a country-
7 by-country basis;

8 (3) review the activities and achievements in the
9 Middle East and North Africa region of the Depart-
10 ment of Defense Cooperative Threat Reduction Pro-
11 gram and the nonproliferation programs at the De-
12 partment of State and Department of Energy and
13 other United States Government agencies and de-
14 partments designed to address nuclear, radiological,
15 chemical, and biological safety and security issues;

16 (4) ensure the continued coordination of cooper-
17 ative nonproliferation efforts within the United
18 States Government and further mobilize and lever-
19 age additional resources from partner nations, non-
20 governmental and multilateral organizations, and
21 international institutions;

22 (5) include an assessment of what countries are
23 financially, materially, or technologically supporting
24 proliferation in this region and how the strategy will
25 prevent, stop or interdict the support;

1 (6) include an estimate of associated costs re-
2 quired to plan and execute the proposed cooperative
3 threat reduction activities in order to execute the
4 comprehensive strategy to prevent the proliferation
5 of weapons of mass destruction and related mate-
6 rials; and

7 (7) include a discussion of the metrics to meas-
8 ure the strategy's and activities' success in reducing
9 the regional threat of the proliferation of weapons of
10 mass destruction.

11 (c) INTEGRATION AND COORDINATION.—The strat-
12 egy required by subsection (a) shall include an assessment
13 of gaps in current cooperative nonproliferation efforts, an
14 articulation of agencies' threat reduction priorities in the
15 Middle East and North Africa region, the establishment
16 of appropriate metrics for determining success in the re-
17 gion, and steps to ensure that the strategy fits in broader
18 United States efforts to reduce the threat from weapons
19 of mass destruction.

20 (d) CONSULTATION.—In establishing the strategy re-
21 quired by subsection (a), the Secretary of Defense may
22 consult with both governmental and nongovernmental ex-
23 perts from a diverse set of views.

24 (e) STRATEGY AND IMPLEMENTATION PLAN.—Not
25 later than March 31, 2014, the Secretary of Defense shall

1 submit to the specified congressional committees the coop-
2 erative threat reduction modernization strategy required
3 by subsection (a), as well as a plan for the implementation
4 of the strategy required by subsection (a).

5 (f) FORM.—The strategy required by subsection (a)
6 shall be submitted in unclassified form, but may include
7 a classified annex.

8 (g) SPECIFIED CONGRESSIONAL COMMITTEES.—In
9 this section, the term “specific congressional committees”
10 means—

11 (1) the Committee on Armed Services, the
12 Committee on Foreign Affairs, and the Committee
13 on Appropriations of the House of Representatives;
14 and

15 (2) the Committee on Armed Services, the
16 Committee on Foreign Relations, and the Committee
17 on Appropriations of the Senate.

18 **TITLE XIV—OTHER**
19 **AUTHORIZATIONS**
20 **Subtitle A—Military Programs**

21 **SEC. 1401. WORKING CAPITAL FUNDS.**

22 Funds are hereby authorized to be appropriated for
23 fiscal year 2014 for the use of the Armed Forces and other
24 activities and agencies of the Department of Defense for

1 providing capital for working capital and revolving funds,
2 as specified in the funding table in section 4501.

3 **SEC. 1402. NATIONAL DEFENSE SEALIFT FUND.**

4 Funds are hereby authorized to be appropriated for
5 the fiscal year 2014 for the National Defense Sealift
6 Fund, as specified in the funding table in section 4501.

7 **SEC. 1403. CHEMICAL AGENTS AND MUNITIONS DESTRUC-**
8 **TION, DEFENSE.**

9 (a) AUTHORIZATION OF APPROPRIATIONS.—Funds
10 are hereby authorized to be appropriated for the Depart-
11 ment of Defense for fiscal year 2014 for expenses, not oth-
12 erwise provided for, for Chemical Agents and Munitions
13 Destruction, Defense, as specified in the funding table in
14 section 4501.

15 (b) USE.—Amounts authorized to be appropriated
16 under subsection (a) are authorized for—

17 (1) the destruction of lethal chemical agents
18 and munitions in accordance with section 1412 of
19 the Department of Defense Authorization Act, 1986
20 (50 U.S.C. 1521); and

21 (2) the destruction of chemical warfare materiel
22 of the United States that is not covered by section
23 1412 of such Act.

1 **SEC. 1404. DRUG INTERDICTION AND COUNTER-DRUG AC-**
2 **TIVITIES, DEFENSE-WIDE.**

3 Funds are hereby authorized to be appropriated for
4 the Department of Defense for fiscal year 2014 for ex-
5 penses, not otherwise provided for, for Drug Interdiction
6 and Counter-Drug Activities, Defense-wide, as specified in
7 the funding table in section 4501.

8 **SEC. 1405. DEFENSE INSPECTOR GENERAL.**

9 Funds are hereby authorized to be appropriated for
10 the Department of Defense for fiscal year 2014 for ex-
11 penses, not otherwise provided for, for the Office of the
12 Inspector General of the Department of Defense, as speci-
13 fied in the funding table in section 4501.

14 **SEC. 1406. DEFENSE HEALTH PROGRAM.**

15 Funds are hereby authorized to be appropriated for
16 fiscal year 2014 for the Defense Health Program, as spec-
17 ified in the funding table in section 4501, for use of the
18 Armed Forces and other activities and agencies of the De-
19 partment of Defense in providing for the health of eligible
20 beneficiaries.

1 **Subtitle B—National Defense**
2 **Stockpile**

3 **SEC. 1411. USE OF NATIONAL DEFENSE STOCKPILE FOR**
4 **THE CONSERVATION OF A STRATEGIC AND**
5 **CRITICAL MATERIALS SUPPLY.**

6 (a) **PRESIDENTIAL RESPONSIBILITY FOR CONSERVA-**
7 **TION OF STOCKPILE MATERIALS.**—Section 98e(a) of title
8 50, United States Code, is amended—

9 (1) by redesignating paragraphs (5) and (6) as
10 paragraphs (6) and (7), respectively; and

11 (2) by inserting after paragraph (4) the fol-
12 lowing new paragraph (5):

13 “(5) provide for the recovery of any strategic
14 and critical material from excess materials made
15 available for recovery purposes by other Federal
16 agencies;”.

17 (b) **USES OF NATIONAL DEFENSE STOCKPILE**
18 **TRANSACTION FUND.**—Section 98h(b)(2) of title 50,
19 United States Code, is amended—

20 (1) by redesignating subparagraphs (D)
21 through (L) as subparagraphs (E) through (M), re-
22 spectively; and

23 (2) by inserting after subparagraph (C) the fol-
24 lowing new subparagraph (D):

1 “(D) Encouraging the conservation of stra-
2 tegic and critical materials.”.

3 (c) DEVELOPMENT OF DOMESTIC SOURCES.—Sec-
4 tion 98h–6(a) of title 50, United States Code, is amended,
5 in the matter preceding paragraph (1), by inserting “and
6 conservation” after “development”.

7 **SEC. 1412. AUTHORITY TO ACQUIRE ADDITIONAL MATE-**
8 **RIALS FOR THE NATIONAL DEFENSE STOCK-**
9 **PILE.**

10 (a) ACQUISITION AUTHORITY.—Using funds avail-
11 able in the National Defense Stockpile Transaction Fund,
12 the National Defense Stockpile Manager may acquire the
13 following materials determined to be strategic and critical
14 materials required to meet the defense, industrial, and es-
15 sential civilian needs of the United States:

16 (1) Ferroniobium.

17 (2) Dysprosium Metal.

18 (3) Yttrium Oxide.

19 (4) Cadmium Zinc Tellurium Substrate Mate-
20 rials.

21 (5) Lithium Ion Precursors.

22 (6) Triamino-Trinitrobenzene and Insensitive
23 High Explosive Molding Powders.

24 (b) AMOUNT OF AUTHORITY.—The National Defense
25 Stockpile Manager may use up to \$41,000,000 of the Na-

1 tional Stockpile Transaction Fund for acquisition of the
2 materials specified in subsection (a).

3 (c) FISCAL YEAR LIMITATION.—The authority under
4 this section is available for purchases during fiscal year
5 2014 through fiscal year 2019.

6 **Subtitle C—Other Matters**

7 **SEC. 1421. AUTHORITY FOR TRANSFER OF FUNDS TO JOINT** 8 **DEPARTMENT OF DEFENSE-DEPARTMENT OF** 9 **VETERANS AFFAIRS MEDICAL FACILITY DEM-** 10 **ONSTRATION FUND FOR CAPTAIN JAMES A.** 11 **LOVELL HEALTH CARE CENTER, ILLINOIS.**

12 (a) AUTHORITY FOR TRANSFER OF FUNDS.—Of the
13 funds authorized to be appropriated for section 507 and
14 available for the Defense Health Program for operation
15 and maintenance, \$143,087,000 may be transferred by the
16 Secretary of Defense to the Joint Department of Defense–
17 Department of Veterans Affairs Medical Facility Dem-
18 onstration Fund established by subsection (a)(1) of sec-
19 tion 1704 of the National Defense Authorization Act for
20 Fiscal Year 2010 (Public Law 111–84; 123 Stat. 2571).
21 For purposes of subsection (a)(2) of such section 1704,
22 any funds so transferred shall be treated as amounts au-
23 thorized and appropriated specifically for the purpose of
24 such a transfer.

1 (b) USE OF TRANSFERRED FUNDS.—For the pur-
2 poses of subsection (b) of such section 1704, facility oper-
3 ations for which funds transferred under subsection (a)
4 may be used are operations of the Captain James A.
5 Lovell Federal Health Care Center, consisting of the
6 North Chicago Veterans Affairs Medical Center, the Navy
7 Ambulatory Care Center, and supporting facilities des-
8 ignated as a combined Federal medical facility under an
9 operational agreement covered by section 706 of the Dun-
10 can Hunter National Defense Authorization Act for Fiscal
11 Year 2009 (Public Law 110–417; 122 Stat. 4500).

12 **SEC. 1422. AUTHORIZATION OF APPROPRIATIONS FOR**
13 **ARMED FORCES RETIREMENT HOME.**

14 There is hereby authorized to be appropriated for fis-
15 cal year 2014 from the Armed Forces Retirement Home
16 Trust Fund the sum of \$67,800,000 for the operation of
17 the Armed Forces Retirement Home.

18 **SEC. 1423. CEMETERIAL EXPENSES.**

19 Funds are hereby authorized to be appropriated for
20 the Department of the Army for fiscal year 2014 for
21 cemeterial expenses, not otherwise provided for, in the
22 amount of \$45,800,000.

1 **TITLE XV—AUTHORIZATION OF**
2 **ADDITIONAL APPROPRIA-**
3 **TIONS FOR OVERSEAS CON-**
4 **TINGENCY OPERATIONS**
5 **Subtitle A—Authorization of**
6 **Additional Appropriations**

7 **SEC. 1501. PURPOSE.**

8 The purpose of this subtitle is to authorize appropria-
9 tions for the Department of Defense for fiscal year 2014
10 to provide additional funds for overseas contingency oper-
11 ations being carried out by the Armed Forces.

12 **SEC. 1502. PROCUREMENT.**

13 Funds are hereby authorized to be appropriated for
14 fiscal year 2014 for procurement accounts for the Army,
15 the Navy and the Marine Corps, the Air Force, and De-
16 fense-wide activities, as specified in the funding table in
17 section 4102.

18 **SEC. 1503. RESEARCH, DEVELOPMENT, TEST, AND EVALUA-**
19 **TION.**

20 Funds are hereby authorized to be appropriated for
21 fiscal year 2014 for the use of the Department of Defense
22 for research, development, test, and evaluation, as speci-
23 fied in the funding table in section 4202.

1 **SEC. 1504. OPERATION AND MAINTENANCE.**

2 Funds are hereby authorized to be appropriated for
3 fiscal year 2014 for the use of the Armed Forces and other
4 activities and agencies of the Department of Defense for
5 expenses, not otherwise provided for, for operation and
6 maintenance, as specified in the funding table in section
7 4302.

8 **SEC. 1505. MILITARY PERSONNEL.**

9 Funds are hereby authorized to be appropriated for
10 fiscal year 2014 for the use of the Armed Forces and other
11 activities and agencies of the Department of Defense for
12 expenses, not otherwise provided for, for military per-
13 sonnel, as specified in the funding table in section 4402.

14 **SEC. 1506. WORKING CAPITAL FUNDS.**

15 Funds are hereby authorized to be appropriated for
16 fiscal year 2014 for the use of the Armed Forces and other
17 activities and agencies of the Department of Defense for
18 providing capital for working capital and revolving funds,
19 as specified in the funding table in section 4502.

20 **SEC. 1507. DRUG INTERDICTION AND COUNTER-DRUG AC-**
21 **TIVITIES, DEFENSE-WIDE.**

22 Funds are hereby authorized to be appropriated for
23 the Department of Defense for fiscal year 2014 for ex-
24 penses, not otherwise provided for, for Drug Interdiction
25 and Counter-Drug Activities, Defense-wide, as specified in
26 the funding table in section 4502.

1 **SEC. 1508. DEFENSE INSPECTOR GENERAL.**

2 Funds are hereby authorized to be appropriated for
3 the Department of Defense for fiscal year 2014 for ex-
4 penses, not otherwise provided for, for the Office of the
5 Inspector General of the Department of Defense, as speci-
6 fied in the funding table in section 4502.

7 **SEC. 1509. DEFENSE HEALTH PROGRAM.**

8 Funds are hereby authorized to be appropriated for
9 the Department of Defense for fiscal year 2014 for ex-
10 penses, not otherwise provided for, for the Defense Health
11 Program, as specified in the funding table in section 4502.

12 **Subtitle B—Financial Matters**

13 **SEC. 1521. TREATMENT AS ADDITIONAL AUTHORIZATIONS.**

14 The amounts authorized to be appropriated by this
15 title are in addition to amounts otherwise authorized to
16 be appropriated by this Act.

17 **SEC. 1522. SPECIAL TRANSFER AUTHORITY.**

18 (a) **AUTHORITY TO TRANSFER AUTHORIZATIONS.—**

19 (1) **AUTHORITY.—**Upon determination by the
20 Secretary of Defense that such action is necessary in
21 the national interest, the Secretary may transfer
22 amounts of authorizations made available to the De-
23 partment of Defense in this title for fiscal year 2014
24 between any such authorizations for that fiscal year
25 (or any subdivisions thereof). Amounts of authoriza-
26 tions so transferred shall be merged with and be

1 available for the same purposes as the authorization
2 to which transferred.

3 (2) LIMITATION.—The total amount of author-
4 izations that the Secretary may transfer under the
5 authority of this subsection may not exceed
6 \$3,000,000,000.

7 (b) TERMS AND CONDITIONS.—Transfers under this
8 section shall be subject to the same terms and conditions
9 as transfers under section 1001.

10 (c) ADDITIONAL AUTHORITY.—The transfer author-
11 ity provided by this section is in addition to the transfer
12 authority provided under section 1001.

13 **Subtitle C—Limitations and Other** 14 **Matters**

15 **SEC. 1531. AFGHANISTAN SECURITY FORCES FUND.**

16 (a) CONTINUATION OF EXISTING LIMITATIONS ON
17 USE OF FUNDS IN FUND.—Funds available to the De-
18 partment of Defense for the Afghanistan Security Forces
19 Fund for fiscal year 2014 shall be subject to the condi-
20 tions contained in subsections (b) through (g) of section
21 1513 of the National Defense Authorization Act for Fiscal
22 Year 2008 (Public Law 110–181; 122 Stat. 428), as
23 amended by section 1531(b) of the Ike Skelton National
24 Defense Authorization Act for Fiscal Year 2011 (Public
25 Law 111–383; 124 Stat. 4424).

1 (b) REVISION OF PLAN FOR USE OF AFGHANISTAN
2 SECURITY FORCES FUND.—

3 (1) REVISION AND PURPOSE.—The Secretary of
4 Defense shall revise the plan required by section
5 1531(e) of the National Defense Authorization Act
6 for Fiscal Year 2013 (Public Law 112–239; 126
7 Stat. 2056) regarding use of the Afghanistan Secu-
8 rity Forces Fund through September 30, 2017, to
9 ensure that an office or official of the Department
10 of Defense is identified as responsible for each pro-
11 gram or activity supported using funds available to
12 the Department of Defense through the Afghanistan
13 Security Forces Fund.

14 (2) SUBMISSION.—Not later than 90 days after
15 the date of the enactment of this Act, the Secretary
16 of Defense shall submit to the congressional commit-
17 tees the plan as revised pursuant to paragraph (1).

18 (c) PROMOTION OF RECRUITMENT AND RETENTION
19 OF WOMEN.—Of the funds available to the Department
20 of Defense for the Afghanistan Security Forces Fund for
21 fiscal year 2014, no less than \$47,300,000 shall be used
22 for the recruitment and retention of women in the Afghan-
23 istan National Security Forces. This requirement does not
24 modify the distribution of funds for programs and activi-
25 ties supported using the Afghanistan Security Forces

1 Fund, but will ensure attention to recruitment and reten-
2 tion of women within each program and activity.

3 **SEC. 1532. FUTURE ROLE OF JOINT IMPROVISED EXPLO-**
4 **SIVE DEVICE DEFEAT ORGANIZATION.**

5 (a) REPORT REQUIRED.—Not later than 60 days
6 after the date of the enactment of this Act, the Secretary
7 of Defense shall submit to the congressional defense com-
8 mittees a report on the future plans of the Department
9 of Defense for the Joint Improvised Explosive Device De-
10 feat Organization (JIEDDO).

11 (b) REQUIRED ELEMENTS.—The report required by
12 subsection (a) shall include the following elements:

13 (1) An analysis of alternatives considered in de-
14 termining the future plans for JIEDDO.

15 (2) If the Secretary of Defense plans to dis-
16 continue JIEDDO—

17 (A) a description of how JIEDDO's major
18 programs and capabilities will be integrated
19 into other components within the Department
20 of Defense or discontinued; and

21 (B) a statement of the estimated costs to
22 other components of the Department for any
23 JIEDDO programs and capabilities that are re-
24 assigned to such components.

1 (3) If the Secretary of Defense plans to con-
2 tinue JIEDDO—

3 (A) a statement of the expected mission of
4 JIEDDO;

5 (B) a description of the expected organiza-
6 tional structure for JIEDDO, including the re-
7 porting structure and lines of authority within
8 the Department and personnel strength, includ-
9 ing contractors; and

10 (C) a statement of the estimated costs and
11 budgetary impacts related to implementing any
12 changes to the mission of JIEDDO and its or-
13 ganizational structure.

14 (4) A timeline for implementation of the se-
15 lected alternative described in paragraph (2) or (3).

16 (5) A description on how the Department will
17 identify and incorporate lessons learned from estab-
18 lishing and managing JIEDDO and its programs.

19 **SEC. 1533. LIMITATION ON INTELLIGENCE, SURVEILLANCE,**
20 **AND RECONNAISSANCE SUPPORT FOR OPER-**
21 **ATION OBSERVANT COMPASS.**

22 None of the amounts authorized to be appropriated
23 for operation and maintenance by section 1504, as speci-
24 fied in the funding table in section 4302, may be obligated
25 or expended for intelligence, surveillance, and reconnais-

1 sance support for Operation Observant Compass until the
2 Secretary of Defense submits to the congressional defense
3 committees a report on Operation Observant Compass, in-
4 cluding the specific goals of the campaign to counter the
5 Lord Resistance Army, the precise metrics used to meas-
6 ure progress in such campaign, and the required steps
7 that will be taken to transition such campaign if it is de-
8 termined that it is no longer necessary for the United
9 States to support the mission of such campaign.

10 **SEC. 1534. REPORT ON UNITED STATES FORCE LEVELS AND**
11 **COSTS OF MILITARY OPERATIONS IN AF-**
12 **GHANISTAN.**

13 Not later than January 15, 2014, the Secretary of
14 Defense shall submit to the Committees on Armed Serv-
15 ices of the House of Representatives and Senate a report
16 on the following:

17 (1) The estimated United States force levels in
18 Afghanistan for each of years 2015 through 2020.

19 (2) The estimated costs of United States mili-
20 tary operations in Afghanistan for each of fiscal
21 years 2015 through 2020.

1 **SEC. 1535. LIMITATION ON FUNDS FOR THE AFGHANISTAN**
2 **SECURITY FORCES FUND TO ACQUIRE CER-**
3 **TAIN AIRCRAFT, VEHICLES, AND EQUIPMENT.**

4 (a) **LIMITATION.**—Of the funds authorized to be ap-
5 propriated by this Act to the Department of Defense for
6 the Afghanistan Security Forces Fund (ASFF),
7 \$2,600,000,000 shall be withheld from obligation and ex-
8 penditure until the Secretary of Defense submits to the
9 Committee on Armed Services of the House of Represent-
10 atives and the Committee on Armed Services of the Senate
11 a report as described in subsection (b).

12 (b) **REPORT.**—The report referred to in subsection
13 (a) is a report that includes the following information:

14 (1) A list of all covered aircraft, vehicles, and
15 equipment to be purchased with funds authorized to
16 be appropriated by this Act to the Department of
17 Defense for the ASFF.

18 (2) The expected date on which such covered
19 aircraft, vehicles, and equipment would be delivered
20 and operable in Afghanistan.

21 (3) The full requirements for operating such
22 covered aircraft, vehicles, and equipment.

23 (4) The plan for maintenance of such covered
24 aircraft, vehicles, and equipment and estimated costs
25 of such covered aircraft, vehicles, and equipment by
26 year, through 2020.

1 (5) The expected date that ASFF personnel
2 would be fully capable of operating and maintaining
3 such covered aircraft, vehicles, and equipment with-
4 out support from United States personnel.

5 (6) An explanation of the extent to which the
6 acquisition of such covered aircraft, vehicles, and
7 equipment will impact the longer-term United States
8 costs of supporting the ASFF.

9 (c) COVERED AIRCRAFT, VEHICLES, AND EQUIP-
10 MENT.—In this section, the term “covered aircraft, vehi-
11 cles, and equipment” means helicopters, systems for close
12 air support, air mobility systems, and armored vehicles.

13 **TITLE XVI—INDUSTRIAL BASE**
14 **MATTERS**

15 **SEC. 1601. PERIODIC AUDITS OF CONTRACTING COMPLI-**
16 **ANCE BY INSPECTOR GENERAL OF DEPART-**
17 **MENT OF DEFENSE.**

18 (a) REQUIREMENT FOR PERIODIC AUDITS OF CON-
19 TRACTING COMPLIANCE.—The Inspector General of the
20 Department of Defense shall conduct periodic audits of
21 contracting practices and policies related to procurement
22 under section 2533a of title 10, United States Code. Such
23 an audit shall be conducted at least once every three years.

24 (b) REQUIREMENT FOR ADDITIONAL INFORMATION
25 IN SEMIANNUAL REPORTS.—The Inspector General of the

1 Department of Defense shall ensure that findings and
2 other information resulting from audits conducted pursu-
3 ant to subsection (a) are included in the semiannual report
4 transmitted to congressional committees under section
5 8(f)(1) of the Inspector General Act of 1978 (5 U.S.C.
6 App.).

7 **SEC. 1602. EXPANSION OF THE PROCUREMENT TECHNICAL**
8 **ASSISTANCE PROGRAM TO ADVANCE SMALL**
9 **BUSINESS GROWTH.**

10 (a) **ADVANCING SMALL BUSINESS GROWTH.**—

11 (1) **IN GENERAL.**—Chapter 142 of title 10,
12 United States Code, is amended—

13 (A) by redesignating section 2419 as sec-
14 tion 2420; and

15 (B) by inserting after section 2418 the fol-
16 lowing new section 2419:

17 **“§ 2419. Advancing small business growth**

18 **“(a) IDENTIFICATION OF RECOMMENDED BUSINESS**
19 **CAPABILITIES AND CHARACTERISTICS.**—(1) The Under
20 Secretary of Defense for Acquisition, Technology, and Lo-
21 gistics shall publish in the Federal Register and on the
22 website of the Office of Small Business Programs of the
23 Department of Defense a list of capabilities and character-
24 istics recommended for the successful transition of a quali-
25 fied small business concern to become competitive as an

1 other-than-small business for contracts awarded by the
2 Department of Defense. The capabilities and characteris-
3 ties on the list shall be set forth by North American Indus-
4 try Classification System sector.

5 “(2) The list shall be reviewed and updated appro-
6 priately on an annual basis.

7 “(b) CONTRACT CLAUSE REQUIRED.—(1) The Under
8 Secretary shall require the clause described in paragraph
9 (2) to be included in each covered contract awarded by
10 the Department of Defense.

11 “(2) The clause described in this paragraph is a
12 clause that—

13 “(A) requires the contractor to acknowledge
14 that acceptance of the contract may cause the busi-
15 ness to exceed the applicable small business size
16 standards (established pursuant to section 3(a) of
17 the Small Business Act) for the industry concerned
18 and that the contractor may no longer qualify as a
19 small business concern for that industry; and

20 “(B) encourages the contractor to develop capa-
21 bilities and characteristics identified in the list re-
22 quired by subsection (a) if the contractor intends to
23 remain competitive as an other-than-small business
24 in that industry.

1 “(c) ASSISTANCE FOR ADVANCING CERTAIN SMALL
2 BUSINESSSES.—Eligible small businesses may be provided
3 specific assistance with developing the capabilities and
4 characteristics identified in the list required by subsection
5 (a), as part of any procurement technical assistance fur-
6 nished pursuant to this chapter.

7 “(d) DEFINITIONS.—In this section:

8 “(1) The term ‘covered contract’ means a con-
9 tract—

10 “(A) awarded to a qualified small business
11 concern as defined pursuant to section 3(a) of
12 the Small Business Act; and

13 “(B) with an estimated annual value—

14 “(i) that will exceed the applicable re-
15 ceipt-based small business size standard; or

16 “(ii) if the contract is in an industry
17 with an employee-based size standard, that
18 will exceed \$70,000,000.

19 “(2) The term ‘eligible small business’ means a
20 qualified small business concern as defined pursuant
21 to section 3(a) of the Small Business Act that has
22 entered into a contract with the Department of De-
23 fense that includes a contract clause described in
24 subsection (b)(2).”.

1 (2) CLERICAL AMENDMENT.—The table of sec-
 2 tions as the beginning of such chapter is amended
 3 by striking the item relating to section 2419 and in-
 4 serting the following:

“2419. Advancing small business growth.
 “2420. Regulations.”.

5 (b) EXCEPTION TO LIMITATION ON FUNDING.—Sec-
 6 tion 2414 of such title is amended—

7 (1) in subsection (a), by striking “The value”
 8 and inserting “Except as provided in subsection (c),
 9 the value”; and

10 (2) by adding at the end the following new sub-
 11 section (c):

12 “(c) EXCEPTION.—The value of the assistance pro-
 13 vided in accordance with section 2419(c) of this title is
 14 not subject to the limitations in subsection (a).”.

15 (c) REVISIONS TO COOPERATIVE AGREEMENTS.—

16 (1) FULL FUNDING ALLOWED FOR CERTAIN AS-
 17 SISTANCE.—Section 2413(b) of such title is amend-
 18 ed—

19 (A) by striking “except that in the case”
 20 and inserting: “except that—

21 “(1) in the case”;

22 (B) by striking the period at the end and
 23 inserting “; and”; and

1 (C) by adding at the end the following new
2 paragraph:

3 “(2) in the case of a program sponsored by
4 such an entity that provides specific assistance for
5 eligible small businesses pursuant to section 2419(c)
6 of this title, the Secretary may agree to furnish the
7 full cost of such assistance.”.

8 (2) ADDITIONAL CONSIDERATIONS.—Section
9 2413 of such title is further amended by adding at
10 the end the following new subsection:

11 “(e) In determining the level of funding to provide
12 under an agreement under subsection (b), the Secretary
13 shall consider the forecast by the eligible entity of demand
14 for procurement technical assistance, and, in the case of
15 an established program under this chapter, the outlays
16 and receipts of such program during prior years of oper-
17 ation.”.

18 (3) CONFORMING AMENDMENT.—Section
19 2413(d) of such title is amended by striking “and in
20 determining the level of funding to provide under an
21 agreement under subsection (b),”.

22 (d) REPORT REQUIRED.—Not later than March 15
23 of 2015, 2016, and 2017, the Secretary of Defense shall
24 submit to the congressional defense committees a report
25 on the implementation of the amendments made by this

1 section, along with any recommendations for improving
2 the Procurement Technical Assistance Cooperative Agree-
3 ment Program.

4 **SEC. 1603. AMENDMENTS RELATING TO PROCUREMENT**
5 **TECHNICAL ASSISTANCE COOPERATIVE**
6 **AGREEMENT PROGRAM.**

7 (a) INCREASE IN GOVERNMENT SHARE.—Section
8 2413(b) of title 10, United States Code, is amended—

9 (1) by striking “one-half” both places it ap-
10 pears and inserting “65 percent”; and

11 (2) by striking “three-fourths” and inserting
12 “75 percent”.

13 (b) INCREASE IN LIMITATIONS ON VALUE OF ASSIST-
14 ANCE.—Section 2414(a) of such title is amended—

15 (1) in paragraphs (1) and (4), by striking
16 “\$600,000” and inserting “\$750,000”;

17 (2) in paragraph (2), by striking “\$300,000”
18 and inserting “\$450,000”; and

19 (3) in paragraph (3), by striking “\$150,000”
20 and inserting “\$300,000”.

21 **SEC. 1604. STRATEGIC PLAN FOR REQUIREMENTS FOR WAR**
22 **RESERVE STOCKS OF MEALS READY-TO-EAT.**

23 (a) LIMITATION; STRATEGIC PLAN.—The Adminis-
24 trator of the Defense Logistics Agency may not make any
25 reductions in the requirements for war reserve stocks of

1 meals ready-to-eat until the Administrator and the heads
2 of the military services, in consultation with manufactur-
3 ers of meals ready-to-eat, develop a comprehensive stra-
4 tegic plan to address—

5 (1) the aggregate meals ready-to-eat require-
6 ments for each of the military departments;

7 (2) industrial base sustainment and war-time
8 surge capacity requirements for meals ready-to-eat;
9 and

10 (3) timely rotation of the war reserves of meals-
11 ready-to-eat.

12 (b) BRIEFING REQUIRED.—The Administrator shall
13 brief the congressional defense committees on the strategic
14 plan developed under subsection (a) before making any re-
15 ductions in the requirements for war reserve stocks of
16 meals ready-to-eat.

17 **SEC. 1605. FOREIGN COMMERCIAL SATELLITE SERVICES.**

18 (a) IN GENERAL.—Chapter 135 of title 10, United
19 States Code, as amended by section 911(b) of this Act,
20 is further amended by adding at the end the following new
21 section:

22 **“§ 2279. Foreign commercial satellite services**

23 “(a) PROHIBITION.—The Secretary of Defense may
24 not enter into a contract for satellite services with a for-
25 eign entity if—

1 “(1) the foreign entity is an entity in which the
2 government of a covered foreign country has an
3 ownership interest; or

4 “(2) the foreign entity plans to or is expected
5 to provide launch or other satellite services under
6 the contract from a covered foreign country.

7 “(b) WAIVER.—The Secretary of Defense may waive
8 subsection (a) for a particular contract if the Secretary,
9 in consultation with the Director of National Intelligence,
10 submits to the congressional defense committees a na-
11 tional security assessment for such contract that includes
12 the following:

13 “(1) The projected period of performance (in-
14 cluding any period covered by options to extend the
15 contract), the financial terms, and a description of
16 the services to be provided under the contract.

17 “(2) To the extent practicable, a description of
18 the ownership interest that a covered foreign country
19 has in the foreign entity providing satellite services
20 to the Department of Defense under the contract
21 and the launch or other satellite services that will be
22 provided in a covered foreign country under the con-
23 tract.

24 “(3) A justification for entering into a contract
25 with such foreign entity and a description of the ac-

1 tions necessary to eliminate the need to enter into
2 such a contract with such foreign entity in the fu-
3 ture.

4 “(4) A risk assessment of entering into a con-
5 tract with such foreign entity, including an assess-
6 ment of mission assurance and security of informa-
7 tion and a description of any measures necessary to
8 mitigate risks found by such risk assessment.

9 “(c) DELEGATION OF WAIVER AUTHORITY.—The
10 Secretary of Defense may only delegate the authority
11 under subsection (b) to waive subsection (a) to the Deputy
12 Secretary of Defense, the Under Secretary of Defense for
13 Policy, or the Under Secretary of Defense for Acquisition,
14 Technology, and Logistics and such authority may not be
15 further delegated.

16 “(d) FORM OF WAIVER ASSESSMENTS.—Each as-
17 sessment under subsection (b) shall be submitted in un-
18 classified form, but may include a classified annex.

19 “(e) COVERED FOREIGN COUNTRY DEFINED.—In
20 this section, the term ‘covered foreign country’ means a
21 country described in section 1261(c)(2) of the National
22 Defense Authorization Act for Fiscal Year 2013 (Public
23 Law 112–239; 126 Stat. 2019).”.

24 (b) TABLE OF SECTIONS AMENDMENT.—The table of
25 sections at the beginning of such chapter, as amended by

1 section 911(c) of this Act, is further amended by adding
2 at the end the following item:

“2279. Foreign commercial satellite services.”.

3 **SEC. 1606. PROOF OF CONCEPT COMMERCIALIZATION**
4 **PILOT PROGRAM.**

5 (a) **PILOT PROGRAM.**—The Secretary of Defense,
6 acting through the Assistant Secretary of Defense for Re-
7 search and Engineering, shall establish and implement a
8 pilot program, to be known as the “Proof of Concept Com-
9 mercialization Pilot Program”, in accordance with this
10 section.

11 (b) **PURPOSE.**—The purpose of the pilot program is
12 to accelerate the commercialization of basic research inno-
13 vations from qualifying institutions.

14 (c) **AWARDS.**—

15 (1) **IN GENERAL.**—Under the pilot program,
16 the Secretary shall make financial awards to quali-
17 fying institutions in accordance with this subsection.

18 (2) **COMPETITIVE, MERIT-BASED PROCESS.**—An
19 award under the pilot program shall be made using
20 a competitive, merit-based process.

21 (3) **ELIGIBILITY.**—A qualifying institution shall
22 be eligible for an award under the pilot program if
23 the institution agrees to—

24 (A) use funds from the award for the uses
25 specified in paragraph (5); and

1 (B) oversee the use of the funds through—

2 (i) a rigorous, diverse review board
3 comprised of experts in translational and
4 proof of concept research, including indus-
5 try, start-up, venture capital, technical, fi-
6 nancial, and business experts and univer-
7 sity technology transfer officials;

8 (ii) technology validation milestones
9 focused on market feasibility;

10 (iii) simple reporting on program
11 progress; and

12 (iv) a process to reallocate funding
13 from poor performing projects to those
14 with more potential.

15 (4) CRITERIA.—An award may be made under
16 the pilot program to a qualifying institution in ac-
17 cordance with the following criteria:

18 (A) The extent to which a qualifying insti-
19 tution—

20 (i) has an established and proven
21 technology transfer or commercialization
22 office and has a plan for engaging that of-
23 fice in the program's implementation or
24 has outlined an innovative approach to
25 technology transfer that has the potential

1 to increase or accelerate technology trans-
2 fer outcomes and can be adopted by other
3 qualifying institutions;

4 (ii) can assemble a project manage-
5 ment board comprised of industry, start-
6 up, venture capital, technical, financial,
7 and business experts;

8 (iii) has an intellectual property rights
9 strategy or office; and

10 (iv) demonstrates a plan for sustain-
11 ability beyond the duration of the funding
12 from the award.

13 (B) Such other criteria as the Secretary
14 determines necessary.

15 (5) USE OF AWARD.—

16 (A) IN GENERAL.—Subject to subpara-
17 graph (B), the funds from an award may be
18 used to evaluate the commercial potential of ex-
19 isting discoveries, including activities that con-
20 tribute to determining a project's commer-
21 cialization path, including technical validations,
22 market research, clarifying intellectual property
23 rights, and investigating commercial and busi-
24 ness opportunities.

25 (B) LIMITATIONS.—

1 (i) The amount of an award may not
2 exceed \$500,000 a year.

3 (ii) Funds from an award may not be
4 used for basic research, or to fund the ac-
5 quisition of research equipment or supplies
6 unrelated to commercialization activities.

7 (d) REPORT.—Not later than one year after the es-
8 tablishment of the pilot program, the Secretary shall sub-
9 mit to the congressional defense committees and to the
10 Committee on Science, Space, and Technology of the
11 House of Representatives and the Committee on Com-
12 merce, Science, and Transportation of the Senate a report
13 evaluating the effectiveness of the activities of the pilot
14 program. The report shall include—

15 (1) a detailed description of the pilot program,
16 including incentives and activities undertaken by re-
17 view board experts;

18 (2) an accounting of the funds used in the pilot
19 program;

20 (3) a detailed description of the institutional se-
21 lection process;

22 (4) a detailed compilation of results achieved by
23 the pilot program; and

24 (5) an analysis of the program's effectiveness,
25 with data supporting the analysis.

1 (e) QUALIFYING INSTITUTION DEFINED.—In this
2 section, the term “qualifying institution” means a non-
3 profit institution, as defined in section 4(3) of the Steven-
4 son-Wydler Technology Innovation Act of 1980 (15 U.S.C.
5 3703(3)), or a Federal laboratory, as defined in section
6 4(4) of the Stevenson-Wydler Technology Innovation Act
7 of 1980 (15 U.S.C. 3703(4)).

8 (f) TERMINATION.—The pilot program conducted
9 under this section shall terminate on September 30, 2018.

10 **SEC. 1607. REPORTING ON GOALS FOR PROCUREMENT**
11 **CONTRACTS AWARDED TO SMALL BUSINESS**
12 **CONCERNS.**

13 Subsection (h) of section 15 of the Small Business
14 Act (15 U.S.C. 644) is amended to read as follows:

15 “(h) REPORTING ON GOALS FOR PROCUREMENT
16 CONTRACTS AWARDED TO SMALL BUSINESS CON-
17 CERNS.—

18 “(1) AGENCY REPORTS.—At the conclusion of
19 each fiscal year, the head of each Federal agency
20 shall submit to the Administrator a report describ-
21 ing—

22 “(A) the extent of the participation by
23 small business concerns, small business con-
24 cerns owned and controlled by veterans (includ-
25 ing service-disabled veterans), qualified

1 HUBZone small business concerns, small busi-
2 ness concerns owned and controlled by socially
3 and economically disadvantaged individuals, and
4 small business concerns owned and controlled
5 by women in the procurement contracts of such
6 agency during such fiscal year;

7 “(B) whether the agency achieved the
8 goals established for the agency under sub-
9 section (g)(2) with respect to such fiscal year;

10 “(C) any justifications for a failure to
11 achieve such goals; and

12 “(D) a remediation plan with proposed
13 new practices to better meet such goals, includ-
14 ing analysis of factors leading to any failure to
15 achieve such goals.

16 “(2) REPORTS BY ADMINISTRATOR.—Not later
17 than 60 days after receiving a report from each Fed-
18 eral agency under paragraph (1) with respect to a
19 fiscal year, the Administrator shall submit to the
20 President and Congress, and to make available on a
21 public Web site, an annual report that includes—

22 “(A) a copy of each report submitted to
23 the Administrator under paragraph (1);

1 “(B) a determination of whether each goal
2 established by the President under subsection
3 (g)(1) for such fiscal year was achieved;

4 “(C) a determination of whether each goal
5 established by the head of a Federal agency
6 under subsection (g)(2) for such fiscal year was
7 achieved;

8 “(D) the reasons for any failure to achieve
9 a goal established under paragraph (1) or (2)
10 of subsection (g) for such fiscal year and a de-
11 scription of actions planned by the applicable
12 agency to address such failure, including the
13 Administrator’s comments and recommenda-
14 tions on the proposed remediation plan; and

15 “(E) for the Federal Government and each
16 Federal agency, an analysis of the number and
17 dollar amount of prime contracts awarded dur-
18 ing such fiscal year to—

19 “(i) small business concerns—

20 “(I) in the aggregate;

21 “(II) through sole source con-
22 tracts;

23 “(III) through competitions re-
24 stricted to small business concerns;

25 and

1 “(IV) through unrestricted com-
2 petition;

3 “(ii) small business concerns owned
4 and controlled by service-disabled vet-
5 erans—

6 “(I) in the aggregate;

7 “(II) through sole source con-
8 tracts;

9 “(III) through competitions re-
10 stricted to small business concerns;

11 “(IV) through competitions re-
12 stricted to small business concerns
13 owned and controlled by service-dis-
14 abled veterans; and

15 “(V) through unrestricted com-
16 petition;

17 “(iii) qualified HUBZone small busi-
18 ness concerns—

19 “(I) in the aggregate;

20 “(II) through sole source con-
21 tracts;

22 “(III) through competitions re-
23 stricted to small business concerns;

1 “(IV) through competitions re-
2 stricted to qualified HUBZone small
3 business concerns;

4 “(V) through unrestricted com-
5 petition where a price evaluation pref-
6 erence was used; and

7 “(VI) through unrestricted com-
8 petition where a price evaluation pref-
9 erence was not used;

10 “(iv) small business concerns owned
11 and controlled by socially and economically
12 disadvantaged individuals—

13 “(I) in the aggregate;

14 “(II) through sole source con-
15 tracts;

16 “(III) through competitions re-
17 stricted to small business concerns;

18 “(IV) through competitions re-
19 stricted to small business concerns
20 owned and controlled by socially and
21 economically disadvantaged individ-
22 uals;

23 “(V) through unrestricted com-
24 petition; and

1 “(VI) by reason of that concern’s
2 certification as a small business
3 owned and controlled by socially and
4 economically disadvantaged individ-
5 uals;

6 “(v) small business concerns owned by
7 an Indian tribe (as such term is defined in
8 section 8(a)(13)) other than an Alaska Na-
9 tive Corporation—

10 “(I) in the aggregate;

11 “(II) through sole source con-
12 tracts;

13 “(III) through competitions re-
14 stricted to small business concerns;

15 “(IV) through competitions re-
16 stricted to small business concerns
17 owned and controlled by socially and
18 economically disadvantaged individ-
19 uals; and

20 “(V) through unrestricted com-
21 petition;

22 “(vi) small business concerns owned
23 by a Native Hawaiian Organization—

24 “(I) in the aggregate;

1 “(II) through sole source con-
2 tracts;

3 “(III) through competitions re-
4 stricted to small business concerns;

5 “(IV) through competitions re-
6 stricted to small business concerns
7 owned and controlled by socially and
8 economically disadvantaged individ-
9 uals; and

10 “(V) through unrestricted com-
11 petition;

12 “(vii) small business concerns owned
13 by an Alaska Native Corporation—

14 “(I) in the aggregate;

15 “(II) through sole source con-
16 tracts;

17 “(III) through competitions re-
18 stricted to small business concerns;

19 “(IV) through competitions re-
20 stricted to small business concerns
21 owned and controlled by socially and
22 economically disadvantaged individ-
23 uals; and

24 “(V) through unrestricted com-
25 petition; and

1 “(viii) small business concerns owned
2 and controlled by women—

3 “(I) in the aggregate;

4 “(II) through competitions re-
5 stricted to small business concerns;

6 “(III) through competitions re-
7 stricted using the authority under sec-
8 tion 8(m)(2);

9 “(IV) through competitions re-
10 stricted using the authority under sec-
11 tion 8(m)(2) and in which the waiver
12 authority under section 8(m)(3) was
13 used; and

14 “(V) through unrestricted com-
15 petition; and

16 “(F) for the Federal Government, the
17 number, dollar amount, and distribution with
18 respect to the North American Industry Classi-
19 fication System of subcontracts awarded during
20 such fiscal year to small business concerns,
21 small business concerns owned and controlled
22 by service-disabled veterans, qualified
23 HUBZone small business concerns, small busi-
24 ness concerns owned and controlled by socially
25 and economically disadvantaged individuals, and

1 small business concerns owned and controlled
2 by women, provided that such information is
3 publicly available through data systems devel-
4 oped pursuant to the Federal Funding Account-
5 ability and Transparency Act of 2006 (Public
6 Law 109–282), or otherwise available as pro-
7 vided in paragraph (3).

8 “(3) ACCESS TO DATA.—

9 “(A) FEDERAL PROCUREMENT DATA SYS-
10 TEM.—To assist in the implementation of this
11 section, the Administration shall have access to
12 information collected through the Federal Pro-
13 curement Data System, Federal Subcontracting
14 Reporting System, or any new or successor sys-
15 tem.

16 “(B) AGENCY PROCUREMENT DATA
17 SOURCES.—To assist in the implementation of
18 this section, the head of each contracting agen-
19 cy shall provide, upon request of the Adminis-
20 tration, procurement information collected
21 through agency data collection sources in exist-
22 ence at the time of the request. Contracting
23 agencies shall not be required to establish new
24 data collection systems to provide such data.”.

1 **SEC. 1608. PROGRAM TO PROVIDE FEDERAL CONTRACTS**
2 **TO EARLY STAGE SMALL BUSINESSES.**

3 (a) IN GENERAL.—The Small Business Act (15
4 U.S.C. 631 et seq.) is amended by adding at the end the
5 following:

6 **“SEC. 48. PROGRAM TO PROVIDE FEDERAL CONTRACTS TO**
7 **EARLY STAGE SMALL BUSINESSES.**

8 “(a) ESTABLISHMENT.—The Administrator shall es-
9 tablish and carry out a program in accordance with the
10 requirements of this section to provide improved access to
11 Federal contract opportunities for early stage small busi-
12 ness concerns.

13 “(b) PROCUREMENT CONTRACTS.—

14 “(1) IN GENERAL.—In carrying out subsection
15 (a), the Administrator, in consultation with other
16 Federal agencies, shall identify procurement con-
17 tracts of Federal agencies for award under the pro-
18 gram.

19 “(2) CONTRACT AWARDS.—Under the program
20 established pursuant to this section, the award of a
21 procurement contract of a Federal agency identified
22 by the Administrator pursuant to paragraph (1)
23 shall be made by the agency to an eligible program
24 participant selected, and determined to be respon-
25 sible, by the agency.

26 “(3) COMPETITION.—

1 “(A) SOLE SOURCE.—A contracting officer
2 may award a sole source contract under this
3 program if such concern is determined to be a
4 responsible contractor with respect to perform-
5 ance of such contract opportunity and the con-
6 tracting officer does not have a reasonable ex-
7 pectation that 2 or more early stage small busi-
8 ness concerns will submit offers for the con-
9 tracting opportunity and in the estimation of
10 the contracting officer, the contract award can
11 be made at a fair and reasonable price.

12 “(B) RESTRICTED COMPETITION.—A con-
13 tracting officer may award contracts on the
14 basis of competition restricted to early stage
15 small business concerns if the contracting offi-
16 cer has a reasonable expectation that not less
17 than 2 early stage small business concerns will
18 submit offers and that the award can be made
19 at a fair market price.

20 “(4) CONTRACT VALUE.—Contracts shall be
21 awarded under this program if its value is greater
22 than \$3,000 and less than half the upper threshold
23 of section 15(j)(1) of the Small Business Act.

24 “(c) ELIGIBILITY.—Only an early stage small busi-
25 ness concern shall be eligible to compete for a contract

1 to be awarded under the program. The Administrator shall
2 certify that a small business concern is an early stage
3 small business concern, or the Administrator shall approve
4 a Federal agency, a State government, or a national certi-
5 fying entity to certify that the business meets the eligi-
6 bility criteria of an early stage small business concern.

7 “(d) TECHNICAL ASSISTANCE.—The Administrator
8 shall provide early stage small business concerns with
9 technical assistance and counseling with regard to—

10 “(1) applying for and competing for Federal
11 contracts; and

12 “(2) fulfilling the administrative responsibilities
13 associated with the performance of a Federal con-
14 tract.

15 “(e) ATTAINMENT OF CONTRACT GOALS.—All con-
16 tract awards made under the program shall be counted
17 toward the attainment of the goals specified in section
18 15(g) of the Small Business Act.

19 “(f) REGULATIONS.—The Administrator shall—

20 “(1) issue proposed regulations to carry out
21 this section not later than 180 days after the date
22 of enactment of this Act; and

23 “(2) issue final regulations to carry out this
24 section not later than 270 days after the date of en-
25 actment of this Act.

1 “(g) REPORT TO CONGRESS.—Not later than April
2 30, 2015, the Administrator shall transmit to the Con-
3 gress a report on the performance of the program.

4 “(h) DEFINITIONS.—For purposes of this section, the
5 following definitions shall apply:

6 “(1) PROGRAM.—The term ‘program’ means a
7 program established pursuant to subsection (a).

8 “(2) EARLY STAGE SMALL BUSINESS CON-
9 CERN.—The term ‘early stage small business con-
10 cern’ means a small business concern that—

11 “(A) has not more than 15 employees; and

12 “(B) has average annual receipts that total
13 not more than \$1,000,000, except if the con-
14 cern is in an industry with an average annual
15 revenue standard that is less than \$1,000,000,
16 as defined by the North American Industry
17 Classification System.”.

18 (b) REPEAL OF SIMILAR PROGRAM.—Section 304 of
19 the Small Business Administration Reauthorization and
20 Amendments Act of 1994 (15 U.S.C. 644 note) is re-
21 pealed.

22 **SEC. 1609. CREDIT FOR CERTAIN SUBCONTRACTORS.**

23 (a) IN GENERAL.—Section 8(d) of the Small Busi-
24 ness Act (15 U.S.C. 637(d)) is amended by adding at the
25 end the following:

1 “(16) CREDIT FOR CERTAIN SUBCON-
2 TRACTOR.—For purposes of determining whether or
3 not a prime contractor has attained the percentage
4 goals specified in paragraph (6)—

5 “(A) if the subcontracting goals pertain
6 only to a single contract with the executive
7 agency, the prime contractor shall receive credit
8 for small business concerns performing as first
9 tier subcontractors or subcontractors at any tier
10 pursuant to the subcontracting plans required
11 under paragraph (6)(D) in an amount equal to
12 the dollar value of work awarded to such small
13 business concerns; and

14 “(B) if the subcontracting goals pertain to
15 more than one contract with one or more execu-
16 tive agencies, or to one contract with more than
17 one executive agency, the prime contractor may
18 only count first tier subcontractors that are
19 small business concerns.”.

20 (b) DEFINITIONS PERTAINING TO SUBCON-
21 TRACTING.—Section 3 of the Small Business Act (15
22 U.S.C. 632) is amended by adding at the end the fol-
23 lowing:

24 “(dd) DEFINITIONS PERTAINING TO SUBCON-
25 TRACTING.—In this Act:

1 “(1) SUBCONTRACT.—The term ‘subcontract’
2 means a legally binding agreement between a con-
3 tractor that is already under contract to another
4 party to perform work, and a third party, herein-
5 after referred to as the subcontractor, for the sub-
6 contractor to perform a part, or all, of the work that
7 the contractor has undertaken.

8 “(2) FIRST TIER SUBCONTRACTOR.—The term
9 ‘first tier subcontractor’ means a subcontractor who
10 has a subcontract directly with the prime contractor.

11 “(3) AT ANY TIER.—The term ‘at any tier’
12 means any subcontractor other than a subcontractor
13 who is a first tier subcontractor.”.

14 **SEC. 1610. GAO STUDY ON SUBCONTRACTING REPORTING**
15 **SYSTEMS.**

16 Not later than 365 days after the date of enactment
17 of this Act, the Comptroller General of the United States
18 shall submit to the Committee on Small Business of the
19 House of Representatives and to the Committee on Small
20 Business and Entrepreneurship of the Senate a report
21 studying the feasibility of using Federal subcontracting re-
22 porting systems, including the Federal subaward reporting
23 system required by section 2 of the Federal Funding Ac-
24 countability and Transparency Act of 2006 and any elec-
25 tronic subcontracting reporting award system used by the

1 Small Business Administration, to attribute subcontractors to particular contracts in the case of contractors that
2 have subcontracting plans under section 8(d) of the Small
3 Business Act that pertain to multiple contracts with executive agencies.

4 **SEC. 1611. INAPPLICABILITY OF REQUIREMENT TO REVIEW**
5 **AND JUSTIFY CERTAIN CONTRACTS.**

6 In the case of a contract to which the provisions of
7 section 46 of the Small Business Act (15 U.S.C. 657s)
8 apply, the requirements under section 802 of the National
9 Defense Authorization Act for Fiscal Year 2013 do not
10 apply.

11 **DIVISION B—MILITARY CON-**
12 **STRUCTION AUTHORIZA-**
13 **TIONS**

14 **SEC. 2001. SHORT TITLE.**

15 This division may be cited as the “Military Construction Authorization Act for Fiscal Year 2014”.

16 **SEC. 2002. EXPIRATION OF AUTHORIZATIONS AND**
17 **AMOUNTS REQUIRED TO BE SPECIFIED BY**
18 **LAW.**

19 (a) EXPIRATION OF AUTHORIZATIONS AFTER THREE
20 YEARS.—Except as provided in subsection (b), all authorizations contained in titles XXI through XXVII and title
21 XXIX of this division for military construction projects,

1 land acquisition, family housing projects and facilities, and
2 contributions to the North Atlantic Treaty Organization
3 Security Investment Program (and authorizations of ap-
4 propriations therefor) shall expire on the later of—

5 (1) October 1, 2016; or

6 (2) the date of the enactment of an Act author-
7 izing funds for military construction for fiscal year
8 2017.

9 (b) EXCEPTION.—Subsection (a) shall not apply to
10 authorizations for military construction projects, land ac-
11 quisition, family housing projects and facilities, and con-
12 tributions to the North Atlantic Treaty Organization Se-
13 curity Investment Program (and authorizations of appro-
14 priations therefor), for which appropriated funds have
15 been obligated before the later of—

16 (1) October 1, 2016; or

17 (2) the date of the enactment of an Act author-
18 izing funds for fiscal year 2017 for military con-
19 struction projects, land acquisition, family housing
20 projects and facilities, or contributions to the North
21 Atlantic Treaty Organization Security Investment
22 Program.

23 **SEC. 2003. EFFECTIVE DATE.**

24 Titles XXI through XXVII and title XXIX shall take
25 effect on the later of—

- 1 (1) October 1, 2013; or
- 2 (2) the date of the enactment of this Act.

**TITLE XXI—ARMY MILITARY
CONSTRUCTION**

**SEC. 2101. AUTHORIZED ARMY CONSTRUCTION AND LAND
ACQUISITION PROJECTS.**

7 (a) **INSIDE THE UNITED STATES.**—Using amounts
 8 appropriated pursuant to the authorization of appropria-
 9 tions in section 2103 and available for military construc-
 10 tion projects inside the United States as specified in the
 11 funding table in section 4601, the Secretary of the Army
 12 may acquire real property and carry out military construc-
 13 tion projects for the installations or locations inside the
 14 United States, and in the amounts, set forth in the fol-
 15 lowing table:

Army: Inside the United States

State	Installation or Location	Amount
Alaska	Fort Wainwright	\$103,000,000
Colorado	Fort Carson, Colorado	\$242,200,000
Florida	Eglin AFB	\$4,700,000
Georgia	Fort Gordon	\$61,000,000
Hawaii	Fort Shafter	\$65,000,000
Kansas	Fort Leavenworth	\$17,000,000
Kentucky	Fort Campbell, Kentucky	\$4,800,000
Maryland	Aberdeen Proving Ground	\$21,000,000
	Fort Detrick	\$7,100,000
Missouri	Fort Leonard Wood	\$90,700,000
North Carolina	Fort Bragg	\$5,900,000
Texas	Fort Bliss	\$46,800,000
Virginia	Joint Base Langley-Eustis	\$50,000,000
Washington	Joint Base Lewis-Mechord	\$144,000,000
	Yakima	\$9,100,000

16 (b) **OUTSIDE THE UNITED STATES.**—Using amounts
 17 appropriated pursuant to the authorization of appropria-
 18 tions in section 2103 and available for military construc-

1 tion projects outside the United States as specified in the
 2 funding table in section 4601, the Secretary of the Army
 3 may acquire real property and carry out the military con-
 4 struction project for the installation or location outside the
 5 United States, and in the amount, set forth in the fol-
 6 lowing table:

Army: Outside the United States

Country	Installation or Location	Amount
Marshall Islands	Kwajalein Atoll	\$63,000,000

7 (c) UNSPECIFIED WORLDWIDE.—Using amounts ap-
 8 propriated pursuant to the authorization of appropriations
 9 in section 2103 and available for military construction
 10 projects at unspecified worldwide locations as specified in
 11 the funding table in section 4601, the Secretary of the
 12 Army may acquire real property and carry out military
 13 construction projects for unspecified installations or loca-
 14 tions in the amounts set forth in the following table:

Army: Unspecified

Location	Location or Installation	Amount
Worldwide Unspecified	Unspecified Worldwide Locations	\$33,000,000

15 **SEC. 2102. FAMILY HOUSING.**

16 (a) CONSTRUCTION AND ACQUISITION.—Using
 17 amounts appropriated pursuant to the authorization of ap-
 18 propriations in section 2103 and available for military
 19 family housing functions as specified in the funding table
 20 in section 4601, the Secretary of the Army may construct

1 or acquire family housing units (including land acquisition
 2 and supporting facilities) at the installations or locations,
 3 in the number of units, and in the amounts set forth in
 4 the following table:

Army: Family Housing

Country	Installation	Units	Amount
Germany	South Camp Vilseck	29	\$16,600,000
Wisconsin	Fort McCoy	56	\$23,000,000

5 (b) **PLANNING AND DESIGN.**—Using amounts appro-
 6 priated pursuant to the authorization of appropriations in
 7 section 2103 and available for military family housing
 8 functions as specified in the funding table in section 4601,
 9 the Secretary of the Army may carry out architectural and
 10 engineering services and construction design activities
 11 with respect to the construction or improvement of family
 12 housing units in an amount not to exceed \$4,408,000.

13 **SEC. 2103. AUTHORIZATION OF APPROPRIATIONS, ARMY.**

14 Funds are hereby authorized to be appropriated for
 15 fiscal years beginning after September 30, 2013, for mili-
 16 tary construction, land acquisition, and military family
 17 housing functions of the Department of the Army as speci-
 18 fied in the funding table in section 4601.

19 **SEC. 2104. ADDITIONAL AUTHORITY TO CARRY OUT CER-**
 20 **TAIN FISCAL YEAR 2004 PROJECT.**

21 (a) **PROJECT AUTHORIZATION.**—In connection with
 22 the authorization contained in the table in section 2101(a)

1 of the Military Construction Authorization Act for Fiscal
2 Year 2004 (division B of Public Law 108–136; 117 Stat.
3 1697) for Picatinny Arsenal, New Jersey, for construction
4 of a Research and Development Loading Facility, the Sec-
5 retary of the Army may carry out a military construction
6 project in the amount of \$4,500,000 to complete work on
7 the facility within the initial scope of the project.

8 (b) USE OF UNOBLIGATED PRIOR-YEAR ARMY MILI-
9 TARY CONSTRUCTION FUNDS.—For the project described
10 in subsection (a), the Secretary of the Army shall use un-
11 obligated Army military construction funds that were ap-
12 propriated for a fiscal year before fiscal year 2014 and
13 are available because of savings resulting from favorable
14 bids.

15 (c) CONGRESSIONAL NOTIFICATION.—The Secretary
16 of the Army shall provide information in accordance with
17 section 2851(c) of title 10, United States Code, regarding
18 the project described in subsection (a). If it becomes nec-
19 essary to exceed the estimated project cost, the Secretary
20 shall utilize the authority provided by section 2853 of such
21 title regarding authorized cost and scope of work vari-
22 ations.

1 **SEC. 2105. MODIFICATION OF AUTHORITY TO CARRY OUT**
2 **CERTAIN FISCAL YEAR 2010 PROJECT.**

3 In the case of the authorization contained in the table
4 in section 2101(b) of the Military Construction Authoriza-
5 tion Act for Fiscal Year 2010 (division B of Public Law
6 111–84; 123 Stat. 2629) for Camp Arifjan, Kuwait, for
7 construction of APS Warehouses, the Secretary of the
8 Army may construct up to 74,976 square meters of
9 hardstand parking, 22,741 square meters of access roads,
10 a 6 megawatt power plant, and 50,724 square meters of
11 humidity-controlled warehouses.

12 **SEC. 2106. MODIFICATION OF AUTHORITY TO CARRY OUT**
13 **CERTAIN FISCAL YEAR 2011 PROJECT.**

14 In the case of the authorization contained in the table
15 in section 2101(a) of the National Defense Authorization
16 Act for Fiscal Year 2011 (division B of Public Law 111–
17 383; 124 Stat. 4437) for Joint Base Lewis-McCord,
18 Washington, for construction of a Regional Logistics Sup-
19 port Complex, the Secretary of the Army may construct
20 up to 98,381 square yards of Organizational Vehicle Park-
21 ing.

22 **SEC. 2107. EXTENSION OF AUTHORIZATIONS OF CERTAIN**
23 **FISCAL YEAR 2010 PROJECTS.**

24 (a) EXTENSIONS.—Notwithstanding section 2002 of
25 the Military Construction Authorization Act for Fiscal
26 Year 2010 (division B of Public Law 111–84; 123 Stat.

1 2627), the authorizations set forth in the table in sub-
 2 section (b), as provided in section 2101 of that Act (126
 3 Stat. 2628) and extended by section 2106 of the Military
 4 Construction Authorization Act for Fiscal Year 2013 (di-
 5 vision B of Public Law 112–239; 126 Stat. 2121), shall
 6 remain in effect until October 1, 2014, or the date of the
 7 enactment of an Act authorizing funds for military con-
 8 struction for fiscal year 2015, whichever is later:

9 (b) TABLE.—The table referred to in subsection (a)
 10 is as follows:

Army: Extension of 2010 Project Authorizations

State	Installation or Location	Project	Amount
Virginia	Fort Belvoir	Road and Access Control Point ..	\$9,500,000
Washington	Fort Lewis	Fort Lewis-McChord AFB Joint Access	\$9,000,000
Kuwait	Camp Arifjian ...	APS Warehouses	\$82,000,000

11 **SEC. 2108. EXTENSION OF AUTHORIZATIONS OF CERTAIN**
 12 **FISCAL YEAR 2011 PROJECTS.**

13 (a) EXTENSIONS.—Notwithstanding section 2002 of
 14 the Military Construction Authorization Act for Fiscal
 15 Year 2011 (division B of Public Law 111–383; 124 Stat.
 16 4436), the authorizations set forth in the table in sub-
 17 section (b), as provided in section 2101 of that Act (124
 18 Stat. 4437), shall remain in effect until October 1, 2014,
 19 or the date of the enactment of an Act authorizing funds
 20 for military construction for fiscal year 2015, whichever
 21 is later:

1 (b) TABLE.—The table referred to in subsection (a)
 2 is as follows:

Army: Extension of 2011 Project Authorizations

State	Installation or Location	Project	Amount
California	Presidio of Monterey	Advanced Individual Training Barracks	\$63,000,000
Georgia	Fort Benning	Land Acquisition	\$12,200,000
New Mexico	White Sands Missile Range ..	Barracks	\$29,000,000
Germany	Wiesbaden Air Base	Access Control Point	\$5,100,000

3 **SECTION 2109. TRANSFER OF ADMINISTRATIVE JURISDIC-**
 4 **TION, CAMP FRANK D. MERRILL,**
 5 **DAHLONEGA, GEORGIA.**

6 (a) TRANSFER REQUIRED.—Not later than Sep-
 7 tember 30, 2014, the Secretary of Agriculture shall trans-
 8 fer to the administrative jurisdiction of the Secretary of
 9 the Army for required Army force protection measures
 10 certain Federal land administered as part of the Chat-
 11 tahoochee National Forest, but permitted to the Secretary
 12 of the Army for Camp Frank D. Merrill in Dahlonega,
 13 Georgia, consisting of approximately 282.304 acres identi-
 14 fied in the permit numbered 0018–01.

15 (b) USE OF TRANSFERRED LAND.—Upon receipt of
 16 the land under subsection (a), the Secretary of the Army
 17 shall continue to use the land for military purposes.

18 (c) PROTECTION OF THE ETOWAH DARTER AND
 19 HOLIDAY DARTER.—Nothing in the transfer required by
 20 subsection (a) shall affect the prior designation of lands
 21 within the Chattahoochee National Forest as critical habi-

1 tat for the Etowah darter (*Etheostoma etowahae*) and the
2 Holiday darter (*Etheostoma brevirostrum*).

3 (d) LEGAL DESCRIPTION AND MAP.—

4 (1) PREPARATION AND PUBLICATION.—The
5 Secretary of Agriculture shall publish in the Federal
6 Register a legal description and map of the land to
7 be transferred under subsection (a) not later than
8 180 days of this Act's enactment.

9 (2) FORCE OF LAW.—The legal description and
10 map filed under paragraph (1) shall have the same
11 force and effect as if included in this Act, except
12 that the Secretary of Agriculture may correct errors
13 in the legal description and map.

14 (e) REIMBURSEMENTS OF COSTS.—The transfer re-
15 quired by subsection (a) shall be made without reimburse-
16 ment, except that the Secretary of the Army shall reim-
17 burse the Secretary of Agriculture for any costs incurred
18 by the Secretary of Agriculture to prepare the legal de-
19 scription and map under subsection (c).

20 **TITLE XXII—NAVY MILITARY**
21 **CONSTRUCTION**

22 **SEC. 2201. AUTHORIZED NAVY CONSTRUCTION AND LAND**
23 **ACQUISITION PROJECTS.**

24 (a) INSIDE THE UNITED STATES.—Using amounts
25 appropriated pursuant to the authorization of appropria-

1 tions in section 2204 and available for military construc-
 2 tion projects inside the United States as specified in the
 3 funding table in section 4601, the Secretary of the Navy
 4 may acquire real property and carry out military construc-
 5 tion projects for the installations or locations inside the
 6 United States, and in the amounts, set forth in the fol-
 7 lowing table:

Navy: Inside the United States

State	Installation or Location	Amount
California	Barstow	\$14,998,000
	Camp Pendleton, California	\$13,124,000
	Coronado	\$8,910,000
	Point Mugu	\$24,667,000
	Port Hueneme	\$33,600,000
	San Diego	\$34,331,000
Florida	Twentynine Palms, California	\$33,437,000
	Jacksonville	\$20,752,000
	Key West	\$14,001,000
Georgia	Mayport	\$16,093,000
	Albany	\$16,610,000
Guam	Savannah	\$61,717,000
	Joint Region Marianas	\$318,377,000
Hawaii	Kaneohe Bay	\$236,982,000
	Pearl City	\$30,100,000
	Pearl Harbor	\$57,998,000
Illinois	Great Lakes	\$35,851,000
Maryland	Fort Meade	\$83,988,000
Maine	Bangor	\$13,800,000
	Kittery	\$11,522,000
North Carolina	Camp Lejeune, North Carolina	\$77,999,000
	New River	\$45,863,000
Nevada	Fallon	\$11,334,000
Oklahoma	Tinker Air Force Base	\$14,144,000
Rhode Island	Newport	\$12,422,000
South Carolina	Charleston	\$73,932,000
Virginia	Dam Neck	\$10,587,000
	Norfolk	\$3,380,000
	Quantico	\$38,374,000
	Yorktown	\$18,700,000
Washington	Bremerton	\$18,189,000
	Whidbey Island	\$117,649,000

8 (b) OUTSIDE THE UNITED STATES.—Using amounts
 9 appropriated pursuant to the authorization of appropria-
 10 tions in section 2204 and available for military construc-
 11 tion projects outside the United States as specified in the

1 Navy may improve existing military family housing units
2 in an amount not to exceed \$68,969,000.

3 **SEC. 2204. AUTHORIZATION OF APPROPRIATIONS, NAVY.**

4 Funds are hereby authorized to be appropriated for
5 fiscal years beginning after September 30, 2013, for mili-
6 tary construction, land acquisition, and military family
7 housing functions of the Department of the Navy, as spec-
8 ified in the funding table in section 4601.

9 **SEC. 2205. LIMITATION ON PROJECT AUTHORIZATION TO**
10 **CARRY OUT CERTAIN FISCAL YEAR 2014**
11 **PROJECT.**

12 The Secretary of the Navy may not obligate or ex-
13 pend any funds authorized in this title for land acquisition
14 related to the Townsend Bombing Range near Savannah,
15 Georgia, until the Secretary certifies in writing to the con-
16 gressional defense committees that the Secretary has en-
17 tered into mutually-acceptable agreements with the gov-
18 ernments of Long and McIntosh Counties, Georgia, that—

19 (1) include specific arrangements to mitigate
20 any economic hardships to be incurred by the coun-
21 ties as a result of revenue loss caused by the acquisi-
22 tion; or

23 (2) affirm that no compensation is required
24 from the Secretary before the acquisition proceeds.

1 **SEC. 2206. MODIFICATION OF AUTHORITY TO CARRY OUT**
2 **CERTAIN FISCAL YEAR 2011 PROJECT.**

3 In the case of the authorization contained in the table
4 in section 2201(b) of the Military Construction Authoriza-
5 tion Act for Fiscal Year 2011 (division B of Public Law
6 111–383; 124 Stat. 4441) for Southwest Asia, Bahrain,
7 for construction of Navy Central Command Ammunition
8 Magazines, the Secretary of the Navy may construct addi-
9 tional Type C earth covered magazines (to provide a
10 project total of eighteen), ten new modular storage maga-
11 zines, an inert storage facility, a maintenance and ground
12 support equipment facility, concrete pads for portable
13 ready service lockers, and associated supporting facilities
14 using appropriations available for the project.

15 **SEC. 2207. MODIFICATION OF AUTHORITY TO CARRY OUT**
16 **CERTAIN FISCAL YEAR 2012 PROJECT.**

17 In the case of the authorization contained in the table
18 in section 2201(a) of the Military Construction Authoriza-
19 tion Act for Fiscal Year 2012 (division B of Public Law
20 112–81; 125 Stat. 1666) for Kitsap, Washington, for con-
21 struction of Explosives Handling Wharf No. 2, the Sec-
22 retary of the Navy may construct new hardened facilities
23 in lieu of hardening existing structures and a new facility
24 to replace the existing Coast Guard Maritime Force Pro-
25 tection Unit and the Naval Undersea Warfare Command

1 unhardened facilities using appropriations available for
 2 the project.

3 **SEC. 2208. EXTENSION OF AUTHORIZATIONS OF CERTAIN**
 4 **FISCAL YEAR 2011 PROJECTS.**

5 (a) EXTENSION.—Notwithstanding section 2002 of
 6 the Military Construction Authorization Act for Fiscal
 7 Year 2011 (division B of Public Law 111–383; 124 Stat.
 8 4436), the authorizations set forth in the table in sub-
 9 section (b), as provided in section 2201 of that Act (124
 10 Stat. 4441), shall remain in effect until October 1, 2014,
 11 or the date of the enactment of an Act authorizing funds
 12 for military construction for fiscal year 2015, whichever
 13 is later.

14 (b) TABLE.—The table referred to in subsection (a)
 15 is as follows:

Navy: Extension of 2011 Project Authorizations

State/Country	Installation or Loca- tion	Project	Amount
Bahrain	Southwest Asia	Navy Central Command Ammunition Magazines	\$89,280,000
Guam	Naval Activities	Defense Access Roads Improvements	\$66,730,000

16 **TITLE XXIII—AIR FORCE**
 17 **MILITARY CONSTRUCTION**

18 **SEC. 2301. AUTHORIZED AIR FORCE CONSTRUCTION AND**
 19 **LAND ACQUISITION PROJECTS.**

20 (a) INSIDE THE UNITED STATES.—Using amounts
 21 appropriated pursuant to the authorization of appropria-
 22 tions in section 2304 and available for military construc-

1 tion projects inside the United States as specified in the
 2 funding table in section 4601, the Secretary of the Air
 3 Force may acquire real property and carry out military
 4 construction projects for the installations or locations in-
 5 side the United States, and in the amounts, set forth in
 6 the following table:

Air Force: Inside the United States

State	Installation or Location	Amount
Arizona	Luke Air Force Base	\$26,900,000
California	Beale Air Force Base	\$62,000,000
Florida	Tyndall Air Force Base	\$9,100,000
Guam	Joint Region Marianas	\$176,230,000
Hawaii	Joint Base Pearl Harbor-Hickam	\$4,800,000
Kansas	McConnell Air Force Base	\$219,120,000
Kentucky	Fort Campbell, Kentucky	\$8,000,000
Mariana Islands	Saipan	\$29,300,000
Maryland	Fort Meade	\$358,000,000
	Joint Base Andrews	\$30,000,000
Missouri	Whiteman Air Force Base	\$5,900,000
North Dakota	Minot Air Force Base	\$23,830,000
New Mexico	Cannon Air Force Base	\$34,100,000
	Holloman Air Force Base	\$2,250,000
	Kirtland Air Force Base	\$30,500,000
Nevada	Nellis Air Force Base	\$78,500,000
Oklahoma	Altus Air Force Base	\$30,850,000
	Tinker Air Force Base	\$8,600,000
Texas	Fort Bliss	\$3,350,000
Utah	Hill Air Force Base	\$32,000,000
Virginia	Joint Base Langley-Eustis	\$4,800,000

7 (b) OUTSIDE THE UNITED STATES.—Using amounts
 8 appropriated pursuant to the authorization of appropria-
 9 tions in section 2304 and available for military construc-
 10 tion projects outside the United States as specified in the
 11 funding table in section 4601, the Secretary of the Air
 12 Force may acquire real property and carry out military
 13 construction projects for the installations or locations out-
 14 side the United States, and in the amounts, set forth in
 15 the following table:

Air Force: Outside the United States

Country	Installation	Amount
Greenland	Thule AB	\$43,904,000
United Kingdom	RAF Lakenheath	\$22,047,000

1 **SEC. 2302. FAMILY HOUSING.**

2 Using amounts appropriated pursuant to the author-
3 ization of appropriations in section 2304 and available for
4 military family housing functions as specified in the fund-
5 ing table in section 4601, the Secretary of the Air Force
6 may carry out architectural and engineering services and
7 construction design activities with respect to the construc-
8 tion or improvement of family housing units in an amount
9 not to exceed \$4,267,000.

10 **SEC. 2303. IMPROVEMENTS TO MILITARY FAMILY HOUSING**
11 **UNITS.**

12 Subject to section 2825 of title 10, United States
13 Code, and using amounts appropriated pursuant to the
14 authorization of appropriations in section 2304 and avail-
15 able for military family housing functions as specified in
16 the funding table in section 4601, the Secretary of the
17 Air Force may improve existing military family housing
18 units in an amount not to exceed \$72,093,000.

19 **SEC. 2304. AUTHORIZATION OF APPROPRIATIONS, AIR**
20 **FORCE.**

21 Funds are hereby authorized to be appropriated for
22 fiscal years beginning after September 30, 2013, for mili-

1 tary construction, land acquisition, and military family
2 housing functions of the Department of the Air Force, as
3 specified in the funding table in section 4601.

4 **SEC. 2305. MODIFICATION OF AUTHORITY TO CARRY OUT**
5 **CERTAIN FISCAL YEAR 2013 PROJECT.**

6 The table in section 2301(b) of the Military Con-
7 struction Authorization Act for Fiscal Year 2013 (division
8 B of Public Law 112–239; 126 Stat. 2126) is amended
9 in the item relating to Andersen Air Force Base, Guam,
10 for construction of a hangar by striking “\$58,000,000”
11 in the amount column and inserting “\$128,000,000”.

12 **SEC. 2306. LIMITATION ON PROJECT AUTHORIZATION TO**
13 **CARRY OUT CERTAIN FISCAL YEAR 2014**
14 **PROJECT.**

15 The Secretary of the Air Force may not obligate or
16 expend any funds authorized in this title for the construc-
17 tion of a maintenance facility, a hazardous cargo pad, or
18 an airport storage facility at Saipan, Commonwealth of
19 the Northern Mariana Islands, until the Secretary certifies
20 to Congress that the Secretary will purchase an interest
21 in the real estate associated with these military construc-
22 tion projects.

1 **SEC. 2307. EXTENSION OF AUTHORIZATION OF CERTAIN**
 2 **FISCAL YEAR 2011 PROJECT.**

3 (a) EXTENSION.—Notwithstanding section 2002 of
 4 the Military Construction Authorization Act for Fiscal
 5 Year 2011 (division B of Public Law 111–383; 124 Stat.
 6 4436), the authorization set forth in the table in sub-
 7 section (b), as provided in section 2301 of that Act (124
 8 Stat. 4444), shall remain in effect until October 1, 2014,
 9 or the date of the enactment of an Act authorizing funds
 10 for military construction for fiscal year 2015, whichever
 11 is later.

12 (b) TABLE.—The table referred to in subsection (a)
 13 is as follows:

Air Force: Extension of 2011 Project Authorization

State	Installation or Location	Project	Amount
Bahrain	Southwest Asia	North Apron Expansion	\$45,000,000

14 **TITLE XXIV—DEFENSE AGEN-**
 15 **CIES MILITARY CONSTRUC-**
 16 **TION**

17 **Subtitle A—Defense Agency**
 18 **Authorizations**

19 **SEC. 2401. AUTHORIZED DEFENSE AGENCIES CONSTRUC-**
 20 **TION AND LAND ACQUISITION PROJECTS.**

21 (a) INSIDE THE UNITED STATES.—Using amounts
 22 appropriated pursuant to the authorization of appropria-
 23 tions in section 2403 and available for military construc-

1 tion projects inside the United States as specified in the
 2 funding table in section 4601, the Secretary of Defense
 3 may acquire real property and carry out military construc-
 4 tion projects for the installations or locations inside the
 5 United States, and in the amounts, set forth in the fol-
 6 lowing table:

Defense Agencies: Inside the United States

State	Installation or Location	Amount
Alaska	Clear Air Force Base	\$17,204,000
	Fort Greely	\$82,000,000
California	Brawley	\$23,095,000
	Defense Distribution Depot-Tracy	\$37,554,000
	Miramar	\$6,000,000
Colorado	Fort Carson, Colorado	\$22,282,000
Florida	Hurlburt Field	\$7,900,000
	Jacksonville	\$7,500,000
	Panama City	\$2,600,000
	Tyndall Air Force Base	\$9,500,000
Georgia	Fort Benning	\$43,335,000
	Fort Stewart, Georgia	\$44,504,000
	Hunter Army Airfield	\$13,500,000
	Moody Air Force Base	\$3,800,000
Hawaii	Ford Island	\$2,615,000
	Joint Base Pearl Harbor-Hickam	\$2,800,000
Kentucky	Fort Campbell, Kentucky	\$124,211,000
	Fort Knox	\$303,023,000
Massachusetts	Hanscom Air Force Base	\$36,213,000
Maryland	Aberdeen Proving Ground	\$210,000,000
	Bethesda Naval Hospital	\$66,800,000
North Carolina	Camp Lejeune	\$28,977,000
	Fort Bragg	\$172,065,000
North Dakota	Minot Air Force Base	\$6,400,000
New Jersey	Joint Base McGuire-Dix-Lakehurst	\$10,000,000
New Mexico	Holloman Air Force Base	\$81,400,000
Oklahoma	Altus Air Force Base	\$2,100,000
	Tinker Air Force Base	\$36,000,000
Pennsylvania	Defense Distribution Depot New Cum- berland	\$9,000,000
South Carolina	Beaufort	\$41,324,000
Tennessee	Arnold Air Force Base	\$2,200,000
Texas	Joint Base San Antonio	\$12,600,000
Virginia	Defense Distribution Depot Richmond ... Joint Expeditionary Base Little Creek - Story	\$87,000,000 \$30,404,000
	Pentagon	\$59,450,000
	Quantico	\$40,586,000
Washington	Whidbey Island	\$10,000,000

7 (b) OUTSIDE THE UNITED STATES.—Using amounts
 8 appropriated pursuant to the authorization of appropria-
 9 tions in section 2403 and available for military construc-

1 tion projects outside the United States as specified in the
 2 funding table in section 4601, the Secretary of Defense
 3 may acquire real property and carry out military construc-
 4 tion projects for the installations or locations outside the
 5 United States, and in the amounts, set forth in the fol-
 6 lowing table:

Defense Agencies: Outside the United States

Country	Installation or Location	Amount
Bahrain Island	Southwest Asia	\$45,400,000
Belgium	Brussels	\$67,613,000
Germany	Kaiserlautern Air Base	\$49,907,000
	Ramstein Air Base	\$98,762,000
	Weisbaden	\$109,655,000
Japan	Atsugi	\$4,100,000
	Iwakuni	\$34,000,000
	Kadena Air Base	\$38,792,000
	Torri Commo Station	\$63,621,000
	Yokosuka	\$10,600,000
Korea, Republic Of	Camp Walker	\$52,164,000
United Kingdom	Raf Mildenhall	\$84,629,000
	Royal Air Force Lakenheath	\$69,638,000

7 (c) UNSPECIFIED CLASSIFIED.—Using amounts ap-
 8 propriated pursuant to the authorization of appropriations
 9 in section 2403 and available for military construction
 10 projects at unspecified worldwide locations as specified in
 11 the funding table in section 4601, the Secretary of De-
 12 fense may acquire real property and carry out military
 13 construction projects for unspecified installations or loca-
 14 tions in the amounts set forth in the following table:

Defense Agencies: Classified

Location	Location or Installation	Amount
Worldwide Classified	Classified Worldwide Locations	\$15,000,000

1 **SEC. 2402. AUTHORIZED ENERGY CONSERVATION**
 2 **PROJECTS.**

3 (a) **INSIDE THE UNITED STATES.**—Using amounts
 4 appropriated pursuant to the authorization of appropria-
 5 tions in section 2403 and available for energy conservation
 6 projects inside the United States as specified in the fund-
 7 ing table in section 4601, the Secretary of Defense may
 8 carry out energy conservation projects under chapter 173
 9 of title 10, United States Code, for the installations or
 10 locations inside the United States, and in the amounts,
 11 set forth in the following table:

Energy Conservation Projects: Inside the United States

State	Installation or Location	Amount
Alabama	Anniston Army Depot	\$2,700,000
California	MCAS Miramar	\$17,968,000
	Parks DRTA	\$4,150,000
Florida	NAS Jacksonville	\$2,840,000
Hawaii	Camp Smith	\$7,966,000
	Hickam	\$3,100,000
	Hickam	\$3,000,000
Indiana	Mt. Home	\$2,630,000
Kansas	Tokepka Readiness Center	\$2,050,000
Massachusetts	Devens	\$2,600,000
New York	US Military Academy	\$3,200,000
South Carolina	Shaw	\$2,500,000
Texas	NAS Corpus Christi	\$2,340,000
	Sheppard	\$3,779,000
	Laughlin	\$2,800,000
Utah	Dugway Proving Ground	\$9,966,000
	Tooele Army Depot	\$5,900,000
	Tooele Army Depot	\$5,500,000
	Tooele Army Depot	\$4,300,000
Virginia	NSA Hampton Roads	\$4,060,000
	Pentagon	\$2,120,000
Various Locations	Various Locations	\$20,476,000

12 (b) **OUTSIDE THE UNITED STATES.**—Using amounts
 13 appropriated pursuant to the authorization of appropria-
 14 tions in section 2403 and available for energy conservation
 15 projects outside the United States as specified in the fund-

1 ing table in section 4601, the Secretary of Defense may
 2 carry out energy conservation projects under chapter 173
 3 of title 10, United States Code, for the installations or
 4 locations outside the United States, and in the amounts,
 5 set forth in the following table:

Energy Conservation Projects: Outside the United States

Country	Installation or Location	Amount
Italy	NAS Sigonella	\$3,300,000
Japan	CFA Sasebo	\$14,766,000
Japan	Yokota	\$5,674,000
Germany	Ramstein	\$2,140,000
Greenland	Thule	\$5,175,000
Various Locations	Various Locations	\$3,000,000

6 **SEC. 2403. AUTHORIZATION OF APPROPRIATIONS, DE-**
 7 **FENSE AGENCIES.**

8 Funds are hereby authorized to be appropriated for
 9 fiscal years beginning after September 30, 2013, for mili-
 10 tary construction, land acquisition, and military family
 11 housing functions of the Department of Defense (other
 12 than the military departments), as specified in the funding
 13 table in section 4601.

14 **Subtitle B—Chemical**
 15 **Demilitarization Authorizations**

16 **SEC. 2411. AUTHORIZATION OF APPROPRIATIONS, CHEM-**
 17 **ICAL DEMILITARIZATION CONSTRUCTION,**
 18 **DEFENSE-WIDE.**

19 Funds are hereby authorized to be appropriated for
 20 fiscal years beginning after September 30, 2013, for mili-
 21 tary construction and land acquisition for chemical demili-

1 tarization, as specified in the funding table in section
2 4601.

3 **TITLE XXV—NORTH ATLANTIC**
4 **TREATY ORGANIZATION SE-**
5 **CURITY INVESTMENT PRO-**
6 **GRAM**

7 **SEC. 2501. AUTHORIZED NATO CONSTRUCTION AND LAND**
8 **ACQUISITION PROJECTS.**

9 The Secretary of Defense may make contributions for
10 the North Atlantic Treaty Organization Security Invest-
11 ment Program as provided in section 2806 of title 10,
12 United States Code, in an amount not to exceed the sum
13 of the amount authorized to be appropriated for this pur-
14 pose in section 2502 and the amount collected from the
15 North Atlantic Treaty Organization as a result of con-
16 struction previously financed by the United States.

17 **SEC. 2502. AUTHORIZATION OF APPROPRIATIONS, NATO.**

18 Funds are hereby authorized to be appropriated for
19 fiscal years beginning after September 30, 2013, for con-
20 tributions by the Secretary of Defense under section 2806
21 of title 10, United States Code, for the share of the United
22 States of the cost of projects for the North Atlantic Treaty
23 Organization Security Investment Program authorized by
24 section 2501 as specified in the funding table in section
25 4601.

1 **TITLE XXVI—GUARD AND**
 2 **RESERVE FORCES FACILITIES**
 3 **Subtitle A—Project Authorizations**
 4 **and Authorization of Appropria-**
 5 **tions**

6 **SEC. 2601. AUTHORIZED ARMY NATIONAL GUARD CON-**
 7 **STRUCTION AND LAND ACQUISITION**
 8 **PROJECTS.**

9 Using amounts appropriated pursuant to the author-
 10 ization of appropriations in section 2606 and available for
 11 the National Guard and Reserve as specified in the fund-
 12 ing table in section 4601, the Secretary of the Army may
 13 acquire real property and carry out military construction
 14 projects for the Army National Guard locations inside the
 15 United States, and in the amounts, set forth in the fol-
 16 lowing table:

Army National Guard: Inside the United States

State	Location	Amount
Alabama	Decatur	\$4,000,000
Arkansas	Fort Chaffee	\$21,000,000
Florida	Pinellas Park	\$5,700,000
Illinois	Kankakee	\$42,000,000
Massachusetts	Camp Edwards	\$19,000,000
Michigan	Camp Grayling	\$17,000,000
Minnesota	Stillwater	\$17,000,000
Missouri	Macon	\$9,100,000
	Whiteman AFB	\$5,000,000
Mississippi	Camp Shelby	\$3,000,000
	Pascagoula	\$4,500,000
New York	New York	\$31,000,000
Ohio	Ravenna Army Ammunition Plant	\$5,200,000
Pennsylvania	Fort Indiantown Gap	\$40,000,000
Puerto Rico	Camp Santiago	\$5,600,000
South Carolina	Greenville	\$26,000,000
Texas	Fort Worth	\$14,270,000
Wyoming	Afton	\$10,200,000

1 **SEC. 2602. AUTHORIZED ARMY RESERVE CONSTRUCTION**
 2 **AND LAND ACQUISITION PROJECTS.**

3 Using amounts appropriated pursuant to the author-
 4 ization of appropriations in section 2606 and available for
 5 the National Guard and Reserve as specified in the fund-
 6 ing table in section 4601, the Secretary of the Army may
 7 acquire real property and carry out military construction
 8 projects for the Army Reserve locations inside the United
 9 States, and in the amounts, set forth in the following
 10 table:

Army Reserve

State	Location	Amount
California	Camp Parks	\$17,500,000
	Fort Hunter Liggett	\$16,500,000
Maryland	Bowie	\$25,500,000
North Carolina	Fort Bragg	\$24,500,000
New Jersey	Joint Base McGuire-Dix-Lakehurst	\$36,200,000
New York	Bullville	\$14,500,000
Wisconsin	Fort Me Coy	\$23,400,000

11 **SEC. 2603. AUTHORIZED NAVY RESERVE AND MARINE**
 12 **CORPS RESERVE CONSTRUCTION AND LAND**
 13 **ACQUISITION PROJECTS.**

14 Using amounts appropriated pursuant to the author-
 15 ization of appropriations in section 2606 and available for
 16 the National Guard and Reserve as specified in the fund-
 17 ing table in section 4601, the Secretary of the Navy may
 18 acquire real property and carry out military construction
 19 projects for the Navy Reserve and Marine Corps Reserve
 20 locations inside the United States, and in the amounts,
 21 set forth in the following table:

Navy Reserve and Marine Corps Reserve

State	Location	Amount
California	March Air Force Base	\$11,086,000
Missouri	Kansas City	\$15,020,000
Tennessee	Memphis	\$4,330,000

1 **SEC. 2604. AUTHORIZED AIR NATIONAL GUARD CONSTRUCTION AND LAND ACQUISITION PROJECTS.**

2
3 Using amounts appropriated pursuant to the author-
4 ization of appropriations in section 2606 and available for
5 the National Guard and Reserve as specified in the fund-
6 ing table in section 4601, the Secretary of the Air Force
7 may acquire real property and carry out military construc-
8 tion projects for the Air National Guard locations inside
9 the United States, and in the amounts, set forth in the
10 following table:

Air National Guard

State	Location	Amount
Alabama	Birmingham International Airport	\$8,500,000
Indiana	Hulman Regional Airport	\$7,300,000
Montana	Great Falls International Airport	\$22,000,000
New York	Fort Drum, New York	\$4,700,000
Ohio	Springfield Beekley-Map	\$7,200,000
Pennsylvania	Fort Indiantown Gap	\$7,700,000
Rhode Island	Quonset State Airport	\$6,000,000
Tennessee	Meghee-Tyson Airport	\$18,000,000

11 **SEC. 2605. AUTHORIZED AIR FORCE RESERVE CONSTRUCTION AND LAND ACQUISITION PROJECTS.**

12
13 Using amounts appropriated pursuant to the author-
14 ization of appropriations in section 2606 and available for
15 the National Guard and Reserve as specified in the fund-
16 ing table in section 4601, the Secretary of the Air Force
17 may acquire real property and carry out military construc-

1 tion projects for the Air Force Reserve locations inside
 2 the United States, and in the amounts, set forth in the
 3 following table:

Air Force Reserve

State	Location	Amount
California	March Air Force Base	\$19,900,000
Florida	Homestead Air Reserve Base	\$9,800,000
Oklahoma	Tinker Air Force Base	\$12,200,000

4 **SEC. 2606. AUTHORIZATION OF APPROPRIATIONS, NA-**
 5 **TIONAL GUARD AND RESERVE.**

6 Funds are hereby authorized to be appropriated for
 7 fiscal years beginning after September 30, 2013, for the
 8 costs of acquisition, architectural and engineering services,
 9 and construction of facilities for the Guard and Reserve
 10 Forces, and for contributions therefor, under chapter
 11 1803 of title 10, United States Code (including the cost
 12 of acquisition of land for those facilities), as specified in
 13 the funding table in section 4601.

14 **Subtitle B—Other Matters**

15 **SEC. 2611. MODIFICATION OF AUTHORITY TO CARRY OUT**
 16 **CERTAIN FISCAL YEAR 2013 PROJECT.**

17 In the case of the authorization contained in the table
 18 in section 2603 of the Military Construction Authorization
 19 Act for Fiscal Year 2013 (division B of Public Law 112–
 20 239; 126 Stat. 2135) for Fort Des Moines, Iowa, for con-
 21 struction of a Joint Reserve Center at that location, the
 22 Secretary of the Navy may, instead of constructing a new

1 facility at Camp Dodge, acquire up to approximately 20
 2 acres to construct a Joint Reserve Center and associated
 3 supporting facilities in the greater Des Moines, Iowa, area
 4 using amounts appropriated for the project pursuant to
 5 the authorization of appropriations in section 2606 of such
 6 Act (126 Stat. 2136).

7 **SEC. 2612. EXTENSION OF AUTHORIZATIONS OF CERTAIN**
 8 **FISCAL YEAR 2011 PROJECTS.**

9 (a) **EXTENSION.**—Notwithstanding section 2002 of
 10 the Military Construction Authorization Act for Fiscal
 11 Year 2011 (division B of Public Law 111–383; 124 Stat.
 12 4436), the authorizations set forth in the table in sub-
 13 section (b), as provided in sections 2601, 2602, and 2604
 14 of that Act (124 Stat. 4452, 4453, 4454), shall remain
 15 in effect until October 1, 2014, or the date of the enact-
 16 ment of an Act authorizing funds for military construction
 17 for fiscal year 2015, whichever is later.

18 (b) **TABLE.**—The table referred to in subsection (a)
 19 is as follows:

Extension of 2011 National Guard and Reserve Project Authorizations

State	Installation or Location	Project	Amount
Puerto Rico	Camp Santiago	Multi Purpose Machine Gun Range	\$9,200,000
Tennessee	Nashville International Airport.	Intelligence Group and Remotely Piloted Air- craft Remote Split Op- erations Group	\$5,500,000
Virginia	Fort Story	Army Reserve Center	\$11,000,000

1 **TITLE XXVII—BASE REALIGN-**
2 **MENT AND CLOSURE ACTIVI-**
3 **TIES**

4 **Subtitle A—Authorization of**
5 **Appropriations**

6 **SEC. 2701. AUTHORIZATION OF APPROPRIATIONS FOR**
7 **BASE REALIGNMENT AND CLOSURE ACTIVI-**
8 **TIES FUNDED THROUGH DEPARTMENT OF**
9 **DEFENSE BASE CLOSURE ACCOUNT.**

10 Funds are hereby authorized to be appropriated for
11 fiscal years beginning after September 30, 2013, for base
12 realignment and closure activities, including real property
13 acquisition and military construction projects, as author-
14 ized by the Defense Base Closure and Realignment Act
15 of 1990 (part A of title XXIX of Public Law 101–510;
16 10 U.S.C. 2687 note) and funded through the Department
17 of Defense Base Closure Account established by section
18 2906 of such Act (as amended by section 2711 of the Mili-
19 tary Construction Authorization Act for Fiscal Year 2013
20 (division B of Public Law 112–239; 126 Stat. 2140)), as
21 specified in the funding table in section 4601.

1 **Subtitle B—Other Matters**

2 **SEC. 2711. PROHIBITION ON CONDUCTING ADDITIONAL**
3 **BASE REALIGNMENT AND CLOSURE (BRAC)**
4 **ROUND.**

5 Nothing in this Act shall be construed to authorize
6 an additional Base Realignment and Closure (BRAC)
7 round, and none of the funds appropriated pursuant to
8 the authorization of appropriations contained in this Act
9 may be used to propose, plan for, or execute an additional
10 BRAC round.

11 **SEC. 2712. ELIMINATION OF QUARTERLY CERTIFICATION**
12 **REQUIREMENT REGARDING AVAILABILITY**
13 **OF MILITARY HEALTH CARE IN NATIONAL**
14 **CAPITAL REGION.**

15 Section 1674(c) of the Wounded Warrior Act (title
16 XVI of Public Law 110–181; 122 Stat. 483) is amended
17 by striking “on a quarterly basis”.

18 **SEC. 2713. CONSIDERATION OF THE VALUE OF SERVICES**
19 **PROVIDED BY A LOCAL COMMUNITY TO THE**
20 **ARMED FORCES AS PART OF THE ECONOMIC**
21 **ANALYSIS IN MAKING BASE REALIGNMENT**
22 **OR CLOSURE DECISIONS.**

23 As part of the economic analysis conducted in making
24 any base realignment or closure decision under section
25 2687 of title 10, United States Code, or other base re-

1 alignment or closure authority, or in making any decision
2 under section 993 of such title to reduce the number of
3 members of the armed forces assigned at a military instal-
4 lation, the Secretary of Defense shall include an account-
5 ing of the value of services, such as schools, libraries, and
6 utilities, as well as land, structures, and access to infra-
7 structure, such as airports and seaports, that are provided
8 by the local community to the military installation and
9 that result in cost savings for the Armed Forces.

10 **TITLE XXVIII—MILITARY CON-**
11 **STRUCTION GENERAL PROVI-**
12 **SIONS**

13 **Subtitle A—Military Construction**
14 **Program and Military Family**
15 **Housing Changes**

16 **SEC. 2801. MODIFICATION OF AUTHORITY TO CARRY OUT**
17 **UNSPECIFIED MINOR MILITARY CONSTRUC-**
18 **TION.**

19 (a) INCREASED THRESHOLD FOR APPLICATION OF
20 SECRETORY APPROVAL AND CONGRESSIONAL NOTIFICA-
21 TION REQUIREMENTS.—Subsection (b)(1) of section 2805
22 of title 10, United States Code, is amended by striking
23 “\$750,000” and inserting “\$1,000,000”.

24 (b) INCREASE IN MAXIMUM AMOUNT OF OPERATION
25 AND MAINTENANCE FUNDS AUTHORIZED TO BE USED

1 FOR CERTAIN PROJECTS.—Subsection (c)(1)(B) of such
2 section is amended by striking “\$750,000” and inserting
3 “\$1,000,000”.

4 (c) ANNUAL LOCATION ADJUSTMENT OF DOLLAR
5 LIMITATIONS.—Such section is further amended by add-
6 ing at the end the following new subsection:

7 “(f) ADJUSTMENT OF DOLLAR LIMITATIONS FOR LO-
8 CATION.—Each fiscal year, the Secretary concerned shall
9 adjust the dollar limitations specified in this section appli-
10 cable to an unspecified minor military construction project
11 to reflect the area construction cost index for military con-
12 struction projects published by the Department of Defense
13 during the prior fiscal year for the location of the
14 project.”.

15 (d) MODIFICATION AND EXTENSION OF AUTHORITY
16 FOR LABORATORY REVITALIZATION PROJECTS.—

17 (1) IN GENERAL.—Subsection (d) of section
18 2805 of title 10, United States Code, is amended—

19 (A) in paragraph (1)(A), by striking “not
20 more than \$2,000,000” and inserting “not
21 more than \$4,000,000, notwithstanding sub-
22 section (c)”;

23 (B) in paragraph (2), by striking the first
24 sentence and inserting the following: “For pur-
25 poses of this subsection, an unspecified minor

1 military construction project is a military con-
2 struction project that (notwithstanding sub-
3 section (a)) has an approved cost equal to or
4 less than \$4,000,000.”; and

5 (C) in paragraph (5), by striking “2016”
6 and inserting “2020”.

7 (2) APPLICATION TO CURRENT PROJECTS.—
8 The amendments made by paragraph (1) do not
9 apply to any laboratory revitalization project for
10 which the design phase has been completed as of the
11 date of the enactment of this Act.

12 **SEC. 2802. REPEAL OF REQUIREMENTS FOR LOCAL COM-**
13 **PARABILITY OF ROOM PATTERNS AND FLOOR**
14 **AREAS FOR MILITARY FAMILY HOUSING AND**
15 **SUBMISSION OF NET FLOOR AREA INFORMA-**
16 **TION.**

17 (a) REPEAL.—Section 2826 of title 10, United States
18 Code, is repealed.

19 (b) CLERICAL AMENDMENT.—The table of sections
20 at the beginning of subchapter II of chapter 169 of such
21 title is amended by striking the item relating to section
22 2826.

1 **SEC. 2803. REPEAL OF SEPARATE AUTHORITY TO ENTER**
2 **INTO LIMITED PARTNERSHIPS WITH PRIVATE**
3 **DEVELOPERS OF HOUSING.**

4 (a) REPEAL.—

5 (1) IN GENERAL.—Section 2837 of title 10,
6 United States Code, is repealed.

7 (2) CLERICAL AMENDMENT.—The table of sec-
8 tions at the beginning of subchapter II of chapter
9 169 of such title is amended by striking the item re-
10 lating to section 2837.

11 (b) EFFECT ON EXISTING CONTRACTS.—The repeal
12 of section 2837 of title 10, United States Code, shall not
13 affect the validity or terms of any contract in connection
14 with a limited partnership under subsection (a) or a collat-
15 eral incentive agreement under subsection (b) of such sec-
16 tion entered into before the date of the enactment of this
17 Act.

18 (c) EFFECT ON DEFENSE HOUSING INVESTMENT
19 ACCOUNT.—Any unobligated amounts remaining in the
20 Defense Housing Investment Account on the date of the
21 enactment of this Act shall be transferred to the Depart-
22 ment of Defense Family Housing Improvement Fund.
23 Amounts transferred shall be merged with amounts in
24 such fund and shall be available for the same purposes,
25 and subject to the same conditions and limitations, as
26 amounts in such fund.

1 **SEC. 2804. MILITARY CONSTRUCTION STANDARDS TO RE-**
2 **DUCE VULNERABILITY OF STRUCTURES TO**
3 **TERRORIST ATTACK.**

4 Section 2859(a)(2) of title 10, United States Code,
5 is amended by striking “develop construction standards
6 designed” and inserting “develop construction standards
7 that, taking into consideration the probability of a ter-
8 rorist attack, are designed”.

9 **SEC. 2805. TREATMENT OF PAYMENTS RECEIVED FOR PRO-**
10 **VIDING UTILITIES AND SERVICES IN CON-**
11 **NECTION WITH USE OF ALTERNATIVE AU-**
12 **THORITY FOR ACQUISITION AND IMPROVE-**
13 **MENT OF MILITARY HOUSING.**

14 (a) CREDITING OF PAYMENTS.—Section 2872a(c)(2)
15 of title 10, United States Code, is amended by striking
16 “from which the cost of furnishing the utilities or services
17 concerned was paid” and inserting “available to the Sec-
18 retary concerned to furnish utilities or services under sub-
19 section (a)”.

20 (b) APPLICATION OF AMENDMENT.—The amendment
21 made by subsection (a) shall apply only with respect to
22 cash payments received under subsection (c)(1) of section
23 2872a of title 10, United States Code, as reimbursement
24 for utilities or services furnished, after the date of the en-
25 actment of this Act, under subsection (a) of such section.

1 **SEC. 2806. REPEAL OF ADVANCE NOTIFICATION REQUIRE-**
2 **MENT FOR USE OF MILITARY HOUSING IN-**
3 **VESTMENT AUTHORITY.**

4 Section 2875 of title 10, United States Code, is
5 amended by striking subsection (e).

6 **SEC. 2807. ADDITIONAL ELEMENT FOR ANNUAL REPORT ON**
7 **MILITARY HOUSING PRIVATIZATION**
8 **PROJECTS.**

9 Section 2884(c)(3) of title 10, United States Code,
10 is amended by inserting before the period at the end the
11 following: “, to specifically include any variances associ-
12 ated with litigation costs”.

13 **SEC. 2807A. DEPARTMENT OF DEFENSE REPORT ON MILI-**
14 **TARY HOUSING PRIVATIZATION INITIATIVE.**

15 Not later than 90 days after enactment of this Act,
16 the Secretary of Defense shall issue a report to Congress
17 on the Military Housing Privatization Initiative under
18 subchapter IV of chapter 169 of title 10, United States
19 Code. The report shall include the details of any project
20 where the project owner has outstanding local, county,
21 city, town or State tax obligations dating back over 12
22 months, as determined by a final judgment by a tax au-
23 thority.

1 **SEC. 2808. EXTENSION OF TEMPORARY, LIMITED AUTHOR-**
2 **ITY TO USE OPERATION AND MAINTENANCE**
3 **FUNDS FOR CONSTRUCTION PROJECTS IN**
4 **CERTAIN AREAS OUTSIDE THE UNITED**
5 **STATES.**

6 Section 2808(h) of the Military Construction Author-
7 ization Act for Fiscal Year 2004 (division B of Public Law
8 108–136; 117 Stat. 1723), as most recently amended by
9 section 2804 of the Military Construction Authorization
10 Act for Fiscal Year 2013 (division B of Public Law 112–
11 239; 126 Stat. 2149), is further amended—

12 (1) in paragraph (1), by striking “September
13 30, 2013” and inserting “September 30, 2014”; and

14 (2) in paragraph (2), by striking “fiscal year
15 2014” and inserting “fiscal year 2015”.

16 **SEC. 2809. DEVELOPMENT OF MASTER PLANS FOR MAJOR**
17 **MILITARY INSTALLATIONS.**

18 Section 2864 of title 10, United States Code, is
19 amended—

20 (1) in subsection (a)—

21 (A) by striking “At a time” and inserting
22 “(1) At a time”; and

23 (B) by adding at the end the following new
24 paragraph:

1 “(2) To address the requirements under paragraph
2 (1), each installation master plan shall include consider-
3 ation of—

4 “(A) planning for compact and infill develop-
5 ment;

6 “(B) horizontal and vertical mixed-use develop-
7 ment;

8 “(C) the full lifecycle costs of planning deci-
9 sions;

10 “(D) healthy communities with a focus on walk-
11 ing, running and biking infrastructure, pedestrian
12 and cycling plans, and community green and garden
13 space; and

14 “(E) capacity planning through the establish-
15 ment of growth boundaries around cantonment areas
16 to focus development towards the core and preserve
17 range and training space.”.

18 (2) in subsection (b)—

19 (A) by striking “The transportation” and
20 inserting “(1) The transportation”; and

21 (B) by adding at the end the following new
22 paragraph:

23 “(2) To address the requirements under subsection
24 (a) and paragraph (1), each installation master plan shall
25 include consideration of ways to diversify and connect

1 transit systems that do not neglect the pedestrian realm
2 and enable safe walking or biking.”;

3 (3) by redesignating subsection (c) as sub-
4 section (e); and

5 (4) by inserting after subsection (b) the fol-
6 lowing new subsections:

7 “(c) VERTICAL MIXED USES.—A master plan for a
8 major military installation shall be designed to strongly
9 multi-story, mixed-use facility solutions that are sited in
10 walkable complexes so as to avoid, when reasonable, sin-
11 gle-purpose, inflexible facilities that are sited in a sprawl-
12 ing manner. Vertical mixed-use infrastructure can inte-
13 grate government, non-government, or jointly financed
14 construction within a single unit.

15 “(d) SAVINGS CLAUSE.—Nothing in this section shall
16 supercede the requirements of section 2859(a) of this
17 title.”.

1 **Subtitle B—Real Property and**
2 **Facilities Administration**

3 **SEC. 2811. CODIFICATION OF POLICIES AND REQUIRE-**
4 **MENTS REGARDING CLOSURE AND REALIGN-**
5 **MENT OF UNITED STATES MILITARY INSTAL-**
6 **LATIONS IN FOREIGN COUNTRIES.**

7 (a) REDESIGNATION OF EXISTING REPORTING RE-
8 QUIREMENT.—Section 2687a of title 10, United States
9 Code, is amended—

10 (1) by redesignating paragraphs (1) and (2) of
11 subsection (a) as subparagraphs (A) and (B), re-
12 spectively;

13 (2) by redesignating paragraphs (1), (2), and
14 (3) of subsection (b) as subparagraphs (A), (B), and
15 (C), respectively, and in subparagraph (A), as reded-
16 ignated, by striking “subsection (a)(2)” and insert-
17 ing “paragraph (1)(B)”;

18 (3) by striking “(b) REPORT ELEMENTS.—A
19 report under subsection (a)” and inserting “(2) A
20 report under paragraph (1)”;

21 (4) by striking “(a) ANNUAL STATUS RE-
22 PORT.—”and inserting “(b) ANNUAL REPORT ON
23 STATUS OF OVERSEAS CLOSURES AND REALIGN-
24 MENTS AND MASTER PLANS.—(1)”.

25 (b) TRANSFER OF PROVISIONS.—

1 (1) SENSE OF CONGRESS.—Subsection (a) of
2 section 2921 of the National Defense Authorization
3 Act for Fiscal Year 1991 (Public Law 101–510; 10
4 U.S.C. 2687 note)—

5 (A) is transferred to section 2687a of title
6 10, United States Code; and

7 (B) is inserted after the heading of such
8 section as subsection (a).

9 (2) OTHER PROVISIONS.—Subsections (c), (d),
10 (f), and (g) of such section 2921—

11 (A) are transferred to section 2687a of
12 title 10, United States Code;

13 (B) are inserted at the end of such section
14 in that order; and

15 (C) are redesignated as subsections (c),
16 (d), (e), and (f) of such section; respectively.

17 (3) DEFINITIONS.—Section 2687a of title 10,
18 United States Code, is further amended by adding
19 after subsection (f), as added and redesignated by
20 paragraph (2), the following new subsection:

21 “(g) DEFINITIONS.—In this section:

22 “(1) The term ‘fair market value of the im-
23 provements’ means the value of improvements deter-
24 mined by the Secretary of Defense on the basis of
25 their highest use.

1 “(2) The term ‘improvements’ includes new
2 construction of facilities and all additions, improve-
3 ments, modifications, or renovations made to exist-
4 ing facilities or to real property, without regard to
5 whether they were carried out with appropriated or
6 nonappropriated funds.”.

7 (c) CONFORMING AMENDMENTS.—Section 2687a of
8 title 10, United States Code, is further amended—

9 (1) in subsection (c), as transferred and reded-
10 igned by subsection (b)(2)—

11 (A) in paragraph (1)—

12 (i) by striking “ESTABLISHMENT OF”;

13 (ii) by striking the first sentence; and

14 (iii) in the second sentence, by strik-

15 ing “such account” and inserting “the De-

16 partment of Defense Overseas Military Fa-

17 cility Investment Recovery Account”; and

18 (B) in paragraph (2)(B), by striking

19 “Armed Forces” and inserting “armed forces”;

20 (2) in subsection (d), as transferred and reded-

21 igned by subsection (b)(2)—

22 (A) in paragraph (1), by inserting “(Public

23 Law 100–526; 10 U.S.C. 2687 note)” after

24 “Realignment Act”; and

25 (B) in paragraph (2)—

1 (i) in subparagraph (A)(i), by striking
2 “section 2685 of title 10, United States
3 Code” and inserting “section 2685 of this
4 title”; and

5 (ii) in paragraph (2), by striking
6 “Armed Forces” both places it appears
7 and inserting “armed forces”; and

8 (3) in subsection (f), as transferred and reded-
9 igned by subsection (b)(2), by striking “section
10 480 of title 10, United States Code” in paragraph
11 (3) and inserting “section 480 of this title 10”.

12 (d) REPEAL OF SUPERSEDED PROVISIONS.—

13 (1) REPEAL.—Section 2921 of the National
14 Defense Authorization Act for Fiscal Year 1991
15 (Public Law 101–510; 10 U.S.C. 2687 note) is re-
16 pealed.

17 (2) TREATMENT OF SPECIAL ACCOUNT.—The
18 repeal of such section shall not affect the Depart-
19 ment of Defense Overseas Military Facility Invest-
20 ment Recovery Account established by subsection
21 (c)(1) of such section, amounts in such account, or
22 the continued use of such account as provided in
23 section 2687a of title 10, United States Code, as
24 amended by this section.

1 **SEC. 2812. REPORT ON UTILIZATION OF DEPARTMENT OF**
2 **DEFENSE REAL PROPERTY.**

3 (a) REPORT REQUIRED.—Not later than 180 days
4 after the date of the enactment of this Act, the Secretary
5 of Defense shall submit to Congress a report on the utili-
6 zation of real property across the Department of Defense.

7 (b) ELEMENTS OF REPORT.—The report required by
8 subsection (a) shall describe the following:

9 (1) The strategy of the Department of Defense
10 for maximizing utilization of existing facilities,
11 progress implementing this strategy, and obstacles
12 to implementing this strategy.

13 (2) The efforts of the Department of Defense
14 to systematically collect, process, and analyze data
15 on real property utilization to aid in the planning
16 and implementation of the strategy referred to in
17 paragraph (1).

18 (3) The number of underutilized Department
19 facilities, to be defined as facilities rated less than
20 66 percent utilization, and unutilized Department
21 facilities, to be defined as facilities rated at zero per-
22 cent utilization, in the Real Property Inventory
23 Database of the Department of Defense.

24 (4) The annual cost of maintaining and improv-
25 ing such underutilized and unutilized Department
26 facilities.

1 (5) The efforts of the Department of Defense
2 to dispose of underutilized and unutilized facilities.

3 (c) CLASSIFIED ANNEX.—The report required by
4 subsection (a) may include a classified annex if necessary
5 to fully describe the matters required by subsection (b).

6 **SEC. 2813. CONDITIONS ON DEPARTMENT OF DEFENSE EX-**
7 **PANSION OF PIÑON CANYON MANEUVER**
8 **SITE, FORT CARSON, COLORADO.**

9 (a) FINDINGS.—Congress finds the following:

10 (1) Following Japan's attack on Pearl Harbor,
11 Fort Carson was established in 1942 and has since
12 been a vital contributor to our Nation's defense and
13 a valued part of the State of Colorado.

14 (2) The units at Fort Carson have served with
15 a great honor and distinction in the current War on
16 Terror.

17 (3) The current Piñon Canyon Maneuver Site
18 near Fort Carson, Colorado, plays an important role
19 in training our men and women in uniform so they
20 are as prepared and effective as possible before
21 going off to war.

22 (b) CONDITIONS ON EXPANSION.—The Secretary of
23 Defense and the Secretary of the Army may not acquire
24 any land to expand the size of the Piñon Canyon Maneu-

1 ver Site near Fort Carson, Colorado, unless each of the
2 following occurs:

3 (1) The land acquisition is specifically author-
4 ized in an Act of Congress enacted after the date of
5 the enactment of this Act.

6 (2) Funds are specifically appropriated for the
7 land acquisition.

8 (3) The Secretary of Defense or the Secretary
9 of the Army, as the case may be, completes an envi-
10 ronmental impact statement with respect to the land
11 acquisition.

12 **Subtitle C—Energy Security**

13 **SEC. 2821. CONTINUATION OF LIMITATION ON USE OF** 14 **FUNDS FOR LEADERSHIP IN ENERGY AND EN-** 15 **VIRONMENTAL DESIGN (LEED) GOLD OR** 16 **PLATINUM CERTIFICATION.**

17 Section 2830(b)(1) of the Military Construction Au-
18 thorization Act for Fiscal Year 2012 (division B of Public
19 Law 112–81; 125 Stat. 1695), as amended by section
20 2823(b) of the Military Construction Authorization Act
21 for Fiscal Year 2013 (division B of Public Law 112–239;
22 126 Stat. 2153), is amended by striking “or 2013” and
23 inserting “, 2013, or 2014”.

1 **Subtitle D—Provisions Related to**
2 **Asia-Pacific Military Realignment**

3 **SEC. 2831. CHANGE FROM PREVIOUS CALENDAR YEAR TO**
4 **PREVIOUS FISCAL YEAR FOR PERIOD COV-**
5 **ERED BY ANNUAL REPORT OF INTERAGENCY**
6 **COORDINATION GROUP OF INSPECTORS GEN-**
7 **ERAL FOR GUAM REALIGNMENT.**

8 Section 2835(e)(1) of the Military Construction Au-
9 thorization Act for Fiscal Year 2010 (Public Law 111–
10 84; 10 U.S.C. 2687 note) is amended in the first sentence
11 by striking “calendar year” and inserting “fiscal year”.

12 **SEC. 2832. REPEAL OF CERTAIN RESTRICTIONS ON RE-**
13 **ALIGNMENT OF MARINE CORPS FORCES IN**
14 **ASIA-PACIFIC REGION.**

15 Section 2832 of the Military Construction Authoriza-
16 tion Act for Fiscal Year 2013 (division B of Public Law
17 112–239; 126 Stat. 2155) is repealed.

18 **Subtitle E—Land Conveyances**

19 **SEC. 2841. REAL PROPERTY ACQUISITION, NAVAL BASE**
20 **VENTURA COUNTY, CALIFORNIA.**

21 (a) **AUTHORITY.**—The Secretary of the Navy may ac-
22 quire all right, title, and interest in and to real property,
23 including improvements thereon, located at Naval Base
24 Ventura County, California, that was initially constructed
25 under the former section 2828(g) of title 10, United

1 States Code (commonly known as the “Build to Lease pro-
2 gram”), as added by section 801 of the Military Construc-
3 tion Authorization Act, 1984 (Public Law 98–115; 97
4 Stat 782).

5 (b) USE.—Upon acquiring the real property under
6 subsection (a), the Secretary of the Navy may use the im-
7 provements as provided in sections 2835 and 2835a of
8 title 10, United States Code.

9 **SEC. 2842. LAND CONVEYANCE, FORMER OXNARD AIR**
10 **FORCE BASE, VENTURA COUNTY, CALI-**
11 **FORNIA.**

12 (a) CONVEYANCE AUTHORIZED.—The Secretary of
13 the Navy may convey, without consideration, to Ventura
14 County, California (in this section referred to as the
15 “County”), all right, title, and interest of the United
16 States in and to the real property, including any improve-
17 ments thereon, consisting of former Oxnard Air Force
18 Base for the purpose of permitting the County to use the
19 property for public purposes.

20 (b) PAYMENT OF COSTS OF CONVEYANCE.—

21 (1) PAYMENT REQUIRED.—The Secretary of
22 the Navy shall require the County to cover costs (ex-
23 cept costs for environmental remediation of the
24 property) to be incurred by the Secretary, or to re-
25 imburse the Secretary for such costs incurred by the

1 Secretary, to carry out the conveyance under sub-
2 section (a), including survey costs, costs for environ-
3 mental documentation, and any other administrative
4 costs related to the conveyance. If amounts are col-
5 lected from the County in advance of the Secretary
6 incurring the actual costs, and the amount collected
7 exceeds the costs actually incurred by the Secretary
8 to carry out the conveyance, the Secretary shall re-
9 fund the excess amount to the County.

10 (2) TREATMENT OF AMOUNTS RECEIVED.—

11 Amounts received as reimbursement under para-
12 graph (1) shall be credited to the fund or account
13 that was used to cover those costs incurred by the
14 Secretary in carrying out the conveyance. Amounts
15 so credited shall be merged with amounts in such
16 fund or account, and shall be available for the same
17 purposes, and subject to the same conditions and
18 limitations, as amounts in such fund or account.

19 (c) DESCRIPTION OF PROPERTY.—The exact acreage
20 and legal description of the property to be conveyed under
21 subsection (a) shall be determined by a survey satisfactory
22 to the Secretary of the Navy.

23 (d) ADDITIONAL TERMS.—The Secretary of the Navy
24 may require such additional terms and conditions in con-

1 nection with the conveyance as the Secretary considers ap-
2 propriate to protect the interests of the United States.

3 **SEC. 2843. LAND CONVEYANCE, PHILADELPHIA NAVAL**
4 **SHIPYARD, PHILADELPHIA, PENNSYLVANIA.**

5 (a) CONVEYANCE AUTHORIZED.—The Secretary of
6 the Navy may convey to the Philadelphia Regional Port
7 Authority (in this section referred to as the “Port Author-
8 ity”) all right, title, and interest of the United States in
9 and to a parcel of real property, including any improve-
10 ments thereon, consisting of approximately .595 acres lo-
11 cated at the Philadelphia Naval Shipyard, Philadelphia,
12 Pennsylvania. The Secretary may void any land use re-
13 strictions associated with the property to be conveyed
14 under this subsection.

15 (b) CONSIDERATION.—

16 (1) AMOUNT AND DETERMINATION.—As consid-
17 eration for the conveyance under subsection (a), the
18 Port Authority shall pay to the Secretary of the
19 Navy an amount that is not less than the fair mar-
20 ket value of the property conveyed, as determined by
21 the Secretary. The Secretary’s determination of fair
22 market value shall be final. In lieu of all or a portion
23 of cash payment of consideration, the Secretary may
24 accept in-kind consideration.

1 (2) TREATMENT OF CASH CONSIDERATION.—

2 The Secretary shall deposit any cash payment re-
3 ceived under paragraph (1) in the special account in
4 the Treasury established for that Secretary under
5 subsection (e) of section 2667 of title 10, United
6 States Code. The entire amount deposited shall be
7 available for use in accordance with paragraph
8 (1)(D) of such subsection.

9 (c) PAYMENT OF COSTS OF CONVEYANCE.—

10 (1) PAYMENT REQUIRED.—The Secretary of
11 the Navy shall require the Port Authority to reim-
12 burse the Secretary to cover costs (except costs for
13 environmental remediation of the property) to be in-
14 curred by the Secretary, or to reimburse the Sec-
15 retary for costs incurred by the Secretary, to carry
16 out the conveyance under subsection (a), including
17 survey costs, costs related to environmental docu-
18 mentation, and any other administrative costs re-
19 lated to the conveyance. If amounts are collected in
20 advance of the Secretary incurring the actual costs,
21 and the amount collected exceeds the costs actually
22 incurred by the Secretary to carry out the convey-
23 ance, the Secretary shall refund the excess amount
24 to the Port Authority.

1 (2) TREATMENT OF AMOUNTS RECEIVED.—

2 Amounts received as reimbursement under para-
3 graph (1) shall be credited to the fund or account
4 that was used to cover those costs incurred by the
5 Secretary in carrying out the conveyance. Amounts
6 so credited shall be merged with amounts in such
7 fund or account and shall be available for the same
8 purposes, and subject to the same conditions and
9 limitations, as amounts in such fund or account.

10 (d) COMPLIANCE WITH ENVIRONMENTAL LAWS.—

11 Nothing in this section shall be construed to affect or limit
12 the application of, or any obligation to comply with, any
13 environmental law, including the Comprehensive Environ-
14 mental Response, Compensation, and Liability Act of
15 1980 (42 U.S.C. 9601 et seq.) and the Solid Waste Dis-
16 posal Act (42 U.S.C. 6901 et seq.).

17 (e) DESCRIPTION OF PROPERTY.—The exact acreage
18 and legal description of the parcel of real property to be
19 conveyed under subsection (a) shall be determined by a
20 survey satisfactory to the Secretary of the Navy.

21 (f) ADDITIONAL TERMS AND CONDITIONS.—The Sec-
22 retary of the Navy may require such additional terms and
23 conditions in connection with the conveyance under sub-
24 section (a) as the Secretary considers appropriate to pro-
25 tect the interests of the United States.

1 **SEC. 2844. LAND CONVEYANCE, CAMP WILLIAMS, UTAH.**

2 (a) CONVEYANCE REQUIRED.—Not later than 120
3 days after the date of the enactment of this Act, the Sec-
4 retary of the Interior, acting through the Bureau of Land
5 Management, shall convey, without consideration, to the
6 State of Utah all right, title, and interest of the United
7 States in and to certain lands comprising approximately
8 420 acres, as generally depicted on a map entitled “Pro-
9 posed Camp Williams Land Transfer” and dated June 14,
10 2011, which are located within the boundaries of the pub-
11 lic lands currently withdrawn for military use by the Utah
12 National Guard and known as Camp Williams, Utah, for
13 the purpose of permitting the Utah National Guard to use
14 the conveyed land as provided in subsection (c).

15 (b) SUPERSEDEENCE OF EXECUTIVE ORDER.—Execu-
16 tive Order No. 1922 of April 24, 1914, as amended by
17 section 907 of the Camp W.G. Williams Land Exchange
18 Act of 1989 (title IX of Public Law 101–628; 104 Stat.
19 4501), is hereby superseded, only insofar as it affects the
20 lands identified for conveyance to the State of Utah under
21 subsection (a).

22 (c) REVERSIONARY INTEREST.—The lands conveyed
23 to the State of Utah under subsection (a) shall revert to
24 the United States if the Secretary of Defense determines
25 that the land, or any portion thereof, is sold or attempted

1 to be sold, or that the land, or any portion thereof, is used
2 for non-National Guard or non-national defense purposes.

3 (d) HAZARDOUS MATERIALS.—With respect to any
4 portion of the land conveyed under subsection (a) that the
5 Secretary of Defense determines is subject to reversion
6 under subsection (c), if the Secretary of Defense also de-
7 termines that the portion of the conveyed land contains
8 hazardous materials, the State of Utah shall pay the
9 United States an amount equal to the fair market value
10 of that portion of the land, and the reversionary interest
11 shall not apply to that portion of the land.

12 **SEC. 2845. CONVEYANCE, AIR NATIONAL GUARD RADAR**
13 **SITE, FRANCIS PEAK, WASATCH MOUNTAINS,**
14 **UTAH.**

15 (a) CONVEYANCE AUTHORIZED.—The Secretary of
16 the Air Force may convey, without consideration, to the
17 State of Utah (in this section referred to as the “State”),
18 all right, title, and interest of the United States in and
19 to the structures, including equipment and any other per-
20 sonal property related thereto, comprising the Air Na-
21 tional Guard radar site located on Francis Peak, Utah,
22 for the purpose of permitting the State to use the struc-
23 tures to support emergency public safety communications,
24 including 911 emergency response service for Northern
25 Utah.

1 (b) PAYMENT OF COSTS OF CONVEYANCE.—

2 (1) PAYMENT REQUIRED.—The Secretary of
3 the Air Force may require the State to cover costs
4 to be incurred by the Secretary, or to reimburse the
5 Secretary for costs incurred by the Secretary, to
6 carry out the conveyance under subsection (a), in-
7 cluding survey costs, costs related to environmental
8 documentation, and other administrative costs re-
9 lated to the conveyance. If amounts paid to the Sec-
10 retary in advance exceed the costs actually incurred
11 by the Secretary to carry out the conveyance, the
12 Secretary shall refund the excess amount to the
13 State.

14 (2) TREATMENT OF AMOUNTS RECEIVED.—
15 Amounts received as reimbursement under para-
16 graph (1) shall be credited to the fund or account
17 that was used to cover the costs incurred by the Sec-
18 retary in carrying out the conveyance. Amounts so
19 credited shall be merged with amounts in such fund
20 or account, and shall be available for the same pur-
21 poses, and subject to the same conditions and limita-
22 tions, as amounts in such fund or account.

23 (c) DESCRIPTION OF PROPERTY.—The exact inven-
24 tory of equipment and other personal property to be con-

1 veved under subsection (a) shall be determined by the Sec-
2 retary of the Air Force.

3 (d) TIME OF CONVEYANCE.—The conveyance under
4 this section shall occur as soon as practicable after the
5 date of the enactment of this Act. Until such time as the
6 conveyance occurs, the Secretary of the Air Force shall
7 take no action with regard to the structures described in
8 subsection (a) that will result in the likely disruption of
9 emergency communications by the State and local authori-
10 ties.

11 (e) ADDITIONAL TERMS AND CONDITIONS.—The
12 Secretary of the Air Force may require such additional
13 terms and conditions in connection with the conveyance
14 under subsection (a) as the Secretary considers appro-
15 priate to protect the interests of the United States.

16 (f) CONTINUATION OF LAND USE PERMIT.—The
17 conveyance of the structures under subsection (a) shall not
18 affect the validity and continued applicability of the land
19 use permit, in effect on the date of the enactment of this
20 Act, that was issued by the Forest Service for placement
21 and use of the structures.

22 (g) DURATION OF AUTHORITY.—The authority to
23 make a conveyance under this section shall expire on the
24 later of—

25 (1) September 30, 2014; or

1 (2) the date of the enactment of an Act author-
2 izing funds for military construction for fiscal year
3 2015.

4 **SEC. 2846. LAND CONVEYANCE, FORMER FORT MONROE,**
5 **HAMPTON, VIRGINIA.**

6 (a) SENSE OF CONGRESS REGARDING NEED FOR
7 CONVEYANCE.—It is the sense of Congress that—

8 (1) the historic features of former Fort Monroe
9 in Hampton, Virginia, are being degraded because of
10 the lack of Department of the Army facility
11 sustainment associated with the former Fort Mon-
12 roe; and

13 (2) it is in the best interest of the Secretary of
14 the Army and the Commonwealth of Virginia (in
15 this section referred to as the “Commonwealth”) to
16 expeditiously convey, consistent with the Fort Mon-
17 roe Reuse Plan and the Programmatic Agreement
18 dated April 27, 2009, certain portions of former
19 Fort Monroe to the Commonwealth.

20 (b) CONVEYANCE AUTHORIZED.—Pursuant to
21 2905(b)(4) of the Defense Base Closure and Realignment
22 Act of 1990 (part A of title XXIX of Public Law 101–
23 510; 10 U.S.C. 2687 note), the Secretary of the Army
24 shall convey to the Commonwealth all right, title, and in-
25 terest of the United States in and to approximately 70.431

1 acres of real property at former Fort Monroe depicted as
2 areas 4–1 and 4–2 on the map titled “Plat Showing 8
3 Parcels of Land Totaling +/-564.519 Acres Situated on
4 Fort Monroe, Virginia, Boundary Survey”, prepared by
5 the Norfolk District, Army Corps of Engineers, and dated
6 August 17, 2009 (in this section referred to as the
7 “Map”).

8 (c) TIMING OF CONVEYANCE.—The Secretary of the
9 Army shall exercise the authority provided by subsection
10 (b) only concurrent, as near in time as possible, with the
11 reversion to the Commonwealth of approximately 371.77
12 acres of property depicted as areas 3 and 5 on the Map.

13 (d) CONDITIONS OF CONVEYANCE.—As a condition
14 of the conveyance of real property under subsection (b)—

15 (1) the Commonwealth shall enter into an
16 agreement with the Secretary of the Army to share
17 equally with the United States, after conveyance of
18 property areas 4–1 and 4–2, the net proceeds de-
19 rived from any subsequent conveyance of these par-
20 cels to third-party buyers or from any lease of areas
21 4–1 or 4–2, payable over a period of seven years fol-
22 lowing the conveyance by the Secretary;

23 (2) the parties shall agree to transfer authority
24 over the utility systems at Fort Monroe to the Com-
25 monwealth in return for receiving service on the

1 same relative terms and conditions that the Depart-
2 ment of the Army provided service during its owner-
3 ship of the utilities; and

4 (3) the Secretary will resolve all issues with Do-
5 minion Virginia Power and will be responsible for
6 maintaining electrical service in its name until such
7 resolution has been obtained.

8 (e) SAVINGS PROVISION.—Nothing in this section
9 shall be construed to affect or limit the application of, or
10 any obligation to comply with, any environmental law, in-
11 cluding the Comprehensive Environmental Response,
12 Compensation, and Liability Act of 1980 (42 U.S.C. 9601
13 et seq.) and the Solid Waste Disposal Act (42 U.S.C. 6901
14 et seq.).

15 (f) ADDITIONAL TERMS AND CONDITIONS.—The par-
16 ties may agree to such additional terms and conditions in
17 connection with the conveyance under this section as the
18 parties consider appropriate to protect their respective in-
19 terests.

20 **SEC. 2847. LAND CONVEYANCE, MIFFLIN COUNTY UNITED**
21 **STATES ARMY RESERVE CENTER,**
22 **LEWISTOWN, PENNSYLVANIA.**

23 (a) CONVEYANCE AUTHORIZED.—The Secretary of
24 the Army may convey, without consideration, to Derry
25 Township, Pennsylvania (in this section referred to as the

1 “Township”), all right, title, and interest of the United
2 States in and to a parcel of real property, including any
3 improvements thereon and improvements related thereto,
4 consisting of approximately 4.52 acres and containing the
5 Mifflin County Army Reserve Center located at 73 Re-
6 serve Lane, Lewistown, Pennsylvania (parcel number
7 16,01–0113J), for the purpose of permitting the Town-
8 ship to use the parcel for a regional police headquarters
9 or other public purposes.

10 (b) INTERIM LEASE.—Until such time as the real
11 property described in subsection (a) is conveyed to the
12 Township, the Secretary may lease the property to the
13 Township.

14 (c) PAYMENT OF COSTS OF CONVEYANCE.—

15 (1) PAYMENT REQUIRED.—The Secretary shall
16 require the Township to cover costs (except costs for
17 environmental remediation of the property) to be in-
18 curred by the Secretary, or to reimburse the Sec-
19 retary for such costs incurred by the Secretary, to
20 carry out the conveyance under subsection (a), in-
21 cluding survey costs, costs for environmental docu-
22 mentation, and any other administrative costs re-
23 lated to the conveyance. If amounts are collected
24 from the Township in advance of the Secretary in-
25 ccurring the actual costs, and the amount collected

1 exceeds the costs actually incurred by the Secretary
2 to carry out the conveyance, the Secretary shall re-
3 fund the excess amount to the Township.

4 (2) TREATMENT OF AMOUNTS RECEIVED.—

5 Amounts received as reimbursement under para-
6 graph (1) shall be credited to the fund or account
7 that was used to cover those costs incurred by the
8 Secretary in carrying out the conveyance. Amounts
9 so credited shall be merged with amounts in such
10 fund or account, and shall be available for the same
11 purposes, and subject to the same conditions and
12 limitations, as amounts in such fund or account.

13 (d) CONDITIONS OF CONVEYANCE.—The conveyance
14 of the real property under subsection (a) shall be subject
15 to the condition that the Township not use any Federal
16 funds to cover—

17 (1) any portion of the conveyance costs required
18 by subsection (c) to be paid by the Township; or

19 (2) to cover the costs for the design or con-
20 struction of any facility on the property.

21 (e) DESCRIPTION OF PROPERTY.—The exact acreage
22 and legal description of the property to be conveyed under
23 subsection (a) shall be determined by a survey satisfactory
24 to the Secretary.

1 (f) ADDITIONAL TERMS.—The Secretary may require
2 such additional terms and conditions in connection with
3 the conveyance under this section as the Secretary con-
4 siderers appropriate to protect the interests of the United
5 States.

6 **Subtitle F—Other Matters**

7 **SEC. 2861. REPEAL OF ANNUAL ECONOMIC ADJUSTMENT**

8 **COMMITTEE REPORTING REQUIREMENT.**

9 Subsection (d) of section 4004 of the Defense Eco-
10 nomic Adjustment, Diversification, Conversion, and Sta-
11 bilization Act of 1990 (division D of Public Law 101–510;
12 10 U.S.C. 2391 note), as amended by section 4212(b) of
13 the National Defense Authorization Act for Fiscal Year
14 1993 (Public Law 102–484; 106 Stat. 2664), is further
15 amended—

16 (1) by inserting “and” at the end of paragraph

17 (1);

18 (2) by striking “; and” at the end of paragraph

19 (2) and inserting a period; and

20 (3) by striking paragraph (3).

1 **SEC. 2862. REDESIGNATION OF THE ASIA-PACIFIC CENTER**
2 **FOR SECURITY STUDIES AS THE DANIEL K.**
3 **INOUYE ASIA-PACIFIC CENTER FOR SECUR-**
4 **RITY STUDIES.**

5 (a) REDESIGNATION.—The Department of Defense
6 regional center for security studies known as the Asia-Pa-
7 cific Center for Security Studies is hereby renamed the
8 “Daniel K. Inouye Asia-Pacific Center for Security Stud-
9 ies”.

10 (b) CONFORMING AMENDMENTS.—

11 (1) REFERENCE TO REGIONAL CENTERS FOR
12 STRATEGIC STUDIES.—Section 184(b)(2)(B) of title
13 10, United States Code, is amended by striking
14 “Asia-Pacific Center for Security Studies” and in-
15 sserting “Daniel K. Inouye Asia-Pacific Center for
16 Security Studies”.

17 (2) ACCEPTANCE OF GIFTS AND DONATIONS.—
18 Section 2611(a)(2)(B) of such title is amended by
19 striking “Asia-Pacific Center for Security Studies”
20 and inserting “Daniel K. Inouye Asia-Pacific Center
21 for Security Studies”.

22 (c) REFERENCES.—Any reference to the Department
23 of Defense Asia-Pacific Center for Security Studies in any
24 law, regulation, map, document, record, or other paper of
25 the United States shall be deemed to be a reference to

1 the Daniel K. Inouye Asia-Pacific Center for Security
2 Studies.

3 **SEC. 2863. REDESIGNATION OF THE GRADUATE SCHOOL OF**
4 **NURSING AT THE UNIFORMED SERVICES UNI-**
5 **VERSITY OF THE HEALTH SCIENCES AS THE**
6 **DANIEL K. INOUE GRADUATE SCHOOL OF**
7 **NURSING.**

8 (a) REDESIGNATION.—The Graduate School of Nurs-
9 ing at the Uniformed Services University of the Health
10 Sciences is hereby renamed the “Daniel K. Inouye Grad-
11 uate School of Nursing”.

12 (b) REFERENCES.—Any reference to the Graduate
13 School of Nursing at the Uniformed Services University
14 of the Health Sciences in any law, regulation, map, docu-
15 ment, record, or other paper of the United States shall
16 be deemed to be a reference to the Daniel K. Inouye Grad-
17 uate School of Nursing.

18 **SEC. 2864. RENAMING SITE OF THE DAYTON AVIATION HER-**
19 **ITAGE NATIONAL HISTORICAL PARK, OHIO.**

20 Section 101(b)(5) of the Dayton Aviation Heritage
21 Preservation Act of 1992 (16 U.S.C. 410ww(b)(5)) is
22 amended by striking “Aviation Center” and inserting
23 “National Museum”.

1 **SEC. 2865. DESIGNATION OF DISTINGUISHED FLYING**
2 **CROSS NATIONAL MEMORIAL IN RIVERSIDE,**
3 **CALIFORNIA.**

4 (a) FINDINGS.—Congress finds the following:

5 (1) The most reliable statistics regarding the
6 number of members of the Armed Forces who have
7 been awarded the Distinguished Flying Cross indi-
8 cate that 126,318 members of the Armed Forces re-
9 ceived the medal during World War II, approxi-
10 mately 21,000 members received the medal during
11 the Korean conflict, and 21,647 members received
12 the medal during the Vietnam War. Since the end
13 of the Vietnam War, more than 203 Armed Forces
14 members have received the medal in times of con-
15 flict.

16 (2) The National Personnel Records Center in
17 St. Louis, Missouri, burned down in 1973, and thus
18 many more recipients of the Distinguished Flying
19 Cross may be undocumented. Currently, the Depart-
20 ment of Defense continues to locate and identify
21 members of the Armed Forces who have received the
22 medal and are undocumented.

23 (3) The United States currently lacks a na-
24 tional memorial dedicated to the bravery and sac-
25 rifice of those members of the Armed Forces who

1 have distinguished themselves by heroic deeds per-
2 formed in aerial flight.

3 (4) An appropriate memorial to current and
4 former members of the Armed Forces is under con-
5 struction at March Field Air Museum in Riverside,
6 California.

7 (5) This memorial will honor all those members
8 of the Armed Forces who have distinguished them-
9 selves in aerial flight, whether documentation of
10 such members who earned the Distinguished Flying
11 Cross exists or not.

12 (b) DESIGNATION.—The memorial to members of the
13 Armed Forces who have been awarded the Distinguished
14 Flying Cross, located at March Field Air Museum in Riv-
15 erside, California, is hereby designated as the Distin-
16 guished Flying Cross National Memorial.

17 (c) EFFECT OF DESIGNATION.—The national memo-
18 rial designated by this section is not a unit of the National
19 Park System, and the designation of the national memo-
20 rial shall not be construed to require or permit Federal
21 funds to be expended for any purpose related to the na-
22 tional memorial.

1 **SEC. 2866. ESTABLISHMENT OF MILITARY DIVERS MEMO-**
2 **RIAL AT WASHINGTON NAVY YARD.**

3 (a) **MEMORIAL AUTHORIZED.**—Consistent with the
4 sense of the Congress expressed in section 2855 of the
5 National Defense Authorization Act for Fiscal Year 2013,
6 the Secretary of the Navy may permit a third party to
7 establish and maintain, at a suitable location at the former
8 Navy Dive School at the Washington Navy Yard in the
9 District of Columbia, a memorial to honor the members
10 of the United States Armed Forces who have served as
11 divers and whose service in defense of the United States
12 has been carried out beneath the waters of the world.

13 (b) **LOCATION AND DESIGN OF MONUMENT.**—The
14 actual location at the Washington Navy Yard for the me-
15 morial authorized by subsection (a) and the final design
16 of the memorial shall be subject to the approval of the
17 Secretary. In selecting the site to serve as the location for
18 the memorial, the Secretary shall seek to maximize visitor
19 access to the memorial.

20 (c) **MILITARY SUPPORT.**—The Secretary shall pro-
21 vide military ceremonial support at the dedication of the
22 memorial authorized by subsection (a).

23 (d) **USE OF FEDERAL FUNDS PROHIBITED.**—Fed-
24 eral funds may not be used to design, procure, prepare,
25 install, or maintain the memorial authorized by subsection
26 (a), but the Secretary may accept and expend contribu-

1 tions of non-Federal funds and resources for such pur-
2 poses.

3 **SEC. 2867. INCLUSION OF EMBLEMS OF BELIEF AS PART OF**
4 **MILITARY MEMORIALS.**

5 (a) INCLUSION OF EMBLEMS OF BELIEF AUTHOR-
6 IZED.—Chapter 21 of title 36, United States Code, is
7 amended by adding at the end the following:

8 **“§ 2115. Inclusion of emblems of belief as part of mili-**
9 **tary memorials**

10 “(a) AUTHORIZED INCLUSION.—For the purpose of
11 honoring the sacrifice of members of the United States
12 Armed Forces, including those members who make the ul-
13 timate sacrifice in defense of the United States, emblems
14 of belief may be included as part of—

15 “(1) a military memorial that is established or
16 acquired by the United States Government; or

17 “(2) a military memorial that is not established
18 by the United States Government, but for which the
19 American Battle Monuments Commission cooperated
20 in the establishment of the memorial.

21 “(b) SCOPE OF INCLUSION.—When including em-
22 blems of belief as part of a military memorial, any ap-
23 proved emblem of belief may be included on such a memo-
24 rial. The list of approved emblems of belief shall include,

1 at a minimum, all those emblems of belief authorized by
2 the National Cemetery Administration.

3 “(c) DEFINITIONS.—In this section:

4 “(1) The terms ‘emblem of belief’ and ‘emblems
5 of belief’ refer to the emblems of belief contained on
6 the list maintained by the National Cemetery Ad-
7 ministration for placement on Government-provided
8 headstones and markers.

9 “(2) The term ‘military memorial’ means a me-
10 morial or monument commemorating the service of
11 the United States Armed Forces. The term includes
12 works of architecture and art described in section
13 2105(b) of this title.”.

14 (b) CLERICAL AMENDMENT.—The table of sections
15 at the beginning of such chapter is amended by adding
16 at the end the following:

“2115. Inclusion of emblems of belief as part of military memorials.”.

17 **TITLE XXIX—OVERSEAS CONTIN-**
18 **GENY OPERATIONS MILI-**
19 **TARY CONSTRUCTION**

20 **SEC. 2901. AUTHORIZED ARMY CONSTRUCTION AND LAND**
21 **ACQUISITION PROJECT.**

22 (a) OUTSIDE THE UNITED STATES.—The Secretary
23 of the Army may acquire real property and carry out the
24 military construction project for the installation outside

1 the United States, and in the amount, set forth in the
 2 following table:

Army: Outside the United States

Country	Installation	Amount
Cuba	Guantanamo Bay	\$247,400,000

3 (b) USE OF UNOBLIGATED PRIOR-YEAR MILITARY
 4 CONSTRUCTION FUNDS.—To carry out the military con-
 5 struction project set forth in the table in subsection (a),
 6 the Secretary of Defense may make available to the Sec-
 7 retary of the Army available, unobligated military con-
 8 struction funds appropriated for a fiscal year before fiscal
 9 year 2014.

10 (c) CONGRESSIONAL NOTIFICATION.—The Secretary
 11 of the Army shall provide information in accordance with
 12 section 2851(c) of title 10, United States Code, regarding
 13 the military construction project set forth in the table in
 14 subsection (a). If it becomes necessary to exceed the esti-
 15 mated project cost, the Secretary shall utilize the author-
 16 ity provided by section 2853 of such title regarding au-
 17 thorized cost and scope of work variations.

18 (d) BRIEFING ON INFRASTRUCTURE TO SUPPORT
 19 JOINT TASK FORCE, GUANTANAMO.—

20 (1) BRIEFING REQUIRED.—The Secretary of
 21 Defense shall brief the congressional defense com-
 22 mittees on each of the following:

1 (A) A description of each of the following
2 costs, broken down by fiscal year, for each of
3 fiscal years 2002 through 2013:

4 (i) The costs of constructing the per-
5 manent and temporary infrastructure to
6 support the detention operations at such
7 Naval Station.

8 (ii) The costs of facility repair,
9 sustainment, maintenance, and operation
10 of all infrastructure supporting the deten-
11 tion operations at such Naval Station.

12 (iii) The costs of military personnel,
13 civilian personnel, and contractors associ-
14 ated with the detention operations at such
15 Naval Station.

16 (iv) The costs of operation and main-
17 tenance, shown for each military depart-
18 ment and account, associated with carrying
19 out military commissions for individuals
20 detained at such Naval Station.

21 (v) The costs associated with the Of-
22 fice of the Deputy Assistant Secretary of
23 Defense (Rule of Law and Detainee Pol-
24 icy), the Periodic Review Services, and
25 studies and task forces funded by the De-

1 partment of Defense that relate to the de-
2 tention operations at such Naval Station.

3 (vi) Any other costs associated with
4 supporting the detention operations at
5 such Naval Station.

6 (B) A master plan for the continuation of
7 detention operations by Joint Task Force
8 Guantanamo, at United States Naval Station,
9 Guantanamo Bay, Cuba, during the time period
10 beginning on the date of the enactment of this
11 Act and ending on the date of the 66th birth-
12 day of the youngest individual who is detained
13 at United States Naval Station, Guantanamo
14 Bay, Cuba, on the date of the enactment of this
15 Act, including—

16 (i) a description of any infrastructure
17 projects that the Secretary determines are
18 required for the continuation of such de-
19 tention operations, including new require-
20 ments and replacement of existing infra-
21 structure;

22 (ii) an estimate of the total military
23 personnel, civilian personnel, and con-
24 tractor costs associated with the continu-
25 ation of such detention operations;

1 (iii) an estimate of the total operation
2 and maintenance costs associated with the
3 continuation of such detention operations;

4 (iv) an estimate of the total costs as-
5 sociated with carrying out military com-
6 missions for individuals detained at such
7 Naval Station; and

8 (v) an estimate of any other costs as-
9 sociated with the continuation of such de-
10 tention operations.

11 (C) A cost estimate, itemized by construc-
12 tion project, of the infrastructure investments
13 identified in the master plan described in sub-
14 paragraph (B).

15 (D) A detailed estimate of the annual costs
16 projected to repair, sustain, and maintain the
17 facilities that are in use by Joint Task Force,
18 Guantanamo, as of the date of the enactment of
19 this Act, or are identified in the master plan de-
20 scribed in subparagraph (B).

21 (2) PRESIDENTIAL PLAN.—Not later than 120
22 days after the date of the enactment of this Act, the
23 President shall submit to the congressional defense
24 committees a plan describing each of the following:

1 (A) The locations to which the President
2 seeks to transfer individuals detained at Guan-
3 tanamo who have been identified for continued
4 detention or prosecution.

5 (B) The individuals detained at Guanta-
6 namo who the President seeks to transfer to
7 overseas locations, the overseas locations to
8 which the President seeks to transfer such indi-
9 viduals, and the conditions under which the
10 President would transfer such individuals to
11 such locations.

12 (C) The proposal of the President for the
13 detention and treatment of individuals captured
14 overseas in the future who are suspected of
15 being terrorists.

16 (D) The proposal of the President regard-
17 ing the disposition of the individuals detained at
18 the detention facility at Parwan, Afghanistan,
19 who have been identified as enduring security
20 threats to the United States.

21 (E) For any location in the United States
22 to which the President seeks to transfer such
23 an individual, estimates of each of the following
24 costs:

1 (i) The costs of constructing infra-
2 structure to support detention operations
3 or prosecution at such location.

4 (ii) The costs of facility repair,
5 sustainment, maintenance, and operation
6 of all infrastructure supporting detention
7 operations or prosecution at such location.

8 (iii) The costs of military personnel,
9 civilian personnel, and contractors associ-
10 ated with the detention operations or pros-
11 ecution at such location, including any
12 costs likely to be incurred by other Federal
13 departments or agencies or State or local
14 governments.

15 (iv) Any other costs associated with
16 supporting the detention operations or
17 prosecution at such location.

1 **TITLE XXX—MILITARY LAND**
2 **TRANSFERS AND WITH-**
3 **DRAWALS TO SUPPORT READ-**
4 **INESS AND SECURITY**

5 **Subtitle A—Limestone Hills**
6 **Training Area, Montana**

7 **SEC. 3001. WITHDRAWAL AND RESERVATION OF PUBLIC**
8 **LANDS FOR LIMESTONE HILLS TRAINING**
9 **AREA, MONTANA.**

10 (a) **WITHDRAWAL.**—Subject to valid existing rights
11 and except as provided in this subtitle, the public lands
12 and interests in lands described in subsection (c), and all
13 other areas within the boundaries of such lands as de-
14 picted on the map provided for by subsection (d) that may
15 become subject to the operation of the public land laws,
16 are hereby withdrawn from all forms of appropriation
17 under the public land laws, including the mining laws and
18 the mineral leasing and geothermal leasing laws.

19 (b) **RESERVATION; PURPOSE.**—Subject to the limita-
20 tions and restrictions contained in section 3003, the public
21 lands withdrawn by subsection (a) are reserved for use by
22 the Secretary of the Army for the following purposes:

23 (1) The conduct of training for active and re-
24 serve components of the Armed Forces.

1 (2) The construction, operation, and mainte-
2 nance of organizational support and maintenance fa-
3 cilities for component units conducting training.

4 (3) The conduct of training by the Montana
5 Department of Military Affairs, except that any such
6 use may not interfere with purposes specified in
7 paragraphs (1) and (2).

8 (4) The conduct of training by State and local
9 law enforcement agencies, civil defense organiza-
10 tions, and public education institutions, except that
11 any such use may not interfere with military train-
12 ing activities.

13 (5) Other defense-related purposes consistent
14 with the purposes specified in the preceding para-
15 graphs.

16 (c) LAND DESCRIPTION.—The public lands and in-
17 terests in lands withdrawn and reserved by this section
18 comprise approximately 18,644 acres in Broadwater
19 County, Montana, as generally depicted as “Proposed
20 Land Withdrawal” on the map titled “Limestone Hills
21 Training Area Land Withdrawal”, dated April 10, 2013.

22 (d) LEGAL DESCRIPTION AND MAP.—

23 (1) IN GENERAL.—As soon as practicable after
24 the date of the enactment of this Act, the Secretary
25 of the Interior shall publish in the Federal Register

1 a legal description of the public land withdrawn
2 under subsection (a) and a copy of a map depicting
3 the legal description of the withdrawn land.

4 (2) FORCE OF LAW.—The legal description and
5 map published under paragraph (1) shall have the
6 same force and effect as if included in this Act, ex-
7 cept that the Secretary of the Interior may correct
8 errors in the legal description.

9 (3) REIMBURSEMENT OF COSTS.—The Sec-
10 retary of the Army shall reimburse the Secretary of
11 the Interior for any costs incurred by the Secretary
12 of the Interior in implementing this subsection.

13 (e) INDIAN TRIBES.—Nothing in this subtitle shall
14 be construed as altering any rights reserved for an Indian
15 tribe for tribal use of lands within the military land with-
16 drawal by treaty or Federal law. The Secretary of the
17 Army shall consult with any Indian tribes in the vicinity
18 of the military land withdrawal before taking action within
19 the military land withdrawal affecting tribal rights or cul-
20 tural resources protected by treaty or Federal law.

21 **SEC. 3002. MANAGEMENT OF WITHDRAWN AND RESERVED**
22 **LANDS.**

23 During the period of the withdrawal and reservation
24 specified in section 3005, the Secretary of the Army shall
25 manage the public lands withdrawn by section 3001 for

1 the purposes specified in subsection (b) of such section,
2 subject to the limitations and restrictions contained in sec-
3 tion 3003.

4 **SEC. 3003. SPECIAL RULES GOVERNING MINERALS MAN-**
5 **AGEMENT.**

6 (a) INDIAN CREEK MINE.—

7 (1) IN GENERAL.—Of the lands withdrawn by
8 section 3001, locatable mineral activities in the ap-
9 proved Indian Creek Mine plan of operations, MTM-
10 78300, shall be regulated pursuant to subparts 3715
11 and 3809 of title 43, Code of Federal Regulations.
12 Of the lands withdrawn by section 3001, the land
13 area subject to the approved plan of operations shall
14 permanently remain open to the amendment or relo-
15 cation of mining claims (or both) under the Act of
16 May 10, 1872 (commonly known as the General
17 Mining Act of 1872; 30 U.S.C. 22 et seq.) to the ex-
18 tent necessary to preserve the mining operations de-
19 scribed in the approved plan of operations.

20 (2) RESTRICTIONS ON SECRETARY OF THE
21 ARMY.—The Secretary of the Army shall make no
22 determination that the disposition of or exploration
23 for minerals as provided for in the approved plan of
24 operations is inconsistent with the defense-related
25 uses of the lands covered by the military land with-

1 drawal. The coordination of such disposition of and
2 exploration for minerals with defense-related uses of
3 such lands shall be determined pursuant to proce-
4 dures in an agreement provided for under subsection
5 (c).

6 (b) REMOVAL OF UNEXPLODED ORDNANCE ON
7 LANDS TO BE MINED.—

8 (1) REMOVAL ACTIVITIES.—Subject to the
9 availability of funds appropriated for such purpose,
10 the Secretary of the Army shall remove unexploded
11 ordnance on lands withdrawn by section 3001 that
12 are subject to mining under subsection (a), con-
13 sistent with applicable Federal and State law. The
14 Secretary of the Army may engage in such removal
15 of unexploded ordnance in phases to accommodate
16 the development of the Indian Creek Mine pursuant
17 to subsection (a).

18 (2) REPORT ON REMOVAL ACTIVITIES.—The
19 Secretary of the Army shall annually submit to the
20 Secretary of the Interior a report regarding the
21 unexploded ordnance removal activities for the pre-
22 vious fiscal year performed pursuant to this sub-
23 section. The report shall include—

1 (A) the amounts of funding expended for
2 unexploded ordnance removal on the lands with-
3 drawn by section 3001; and

4 (B) the identification of the lands cleared
5 of unexploded ordnance and approved for min-
6 ing activities by the Secretary of the Interior.

7 (c) IMPLEMENTATION AGREEMENT FOR MINING AC-
8 TIVITIES.—The Secretary of the Interior and the Sec-
9 retary of the Army shall enter into an agreement to imple-
10 ment this section with regard to coordination of defense-
11 related uses and mining and the ongoing removal of
12 unexploded ordnance. The duration of the agreement shall
13 be the same as the period of the withdrawal under section
14 3001, but may be amended from time to time. The agree-
15 ment shall provide the following:

16 (1) That Graymont Western US, Inc., or any
17 successor or assign of the approved Indian Creek
18 Mine mining plan of operations, MTM-78300, is in-
19 vited to be a party to the agreement.

20 (2) Provisions regarding the day-to-day joint-
21 use of the Limestone Hills Training Area.

22 (3) Provisions addressing when military and
23 other authorized uses of the withdrawn lands will
24 occur.

1 (4) Provisions regarding when and where mili-
2 tary use or training with explosive material will
3 occur.

4 (5) Provisions regarding the scheduling of
5 training activities conducted within the withdrawn
6 area that restrict mining activities and procedures
7 for deconfliction with mining operations, including
8 parameters for notification and sanction of antici-
9 pated changes to the schedule.

10 (6) Provisions regarding liability and compensa-
11 tion for damages or injury caused by mining or mili-
12 tary training activities.

13 (7) Provisions for periodic review of the agree-
14 ment for its adequacy, effectiveness, and need for re-
15 vision.

16 (8) Procedures for access through mining oper-
17 ations covered by this section to training areas with-
18 in the boundaries of the Limestone Hills Training
19 Area.

20 (9) Procedures for scheduling of the removal of
21 unexploded ordnance.

22 (d) EXISTING MEMORANDUM OF AGREEMENT.—
23 Until such time as the agreement required under sub-
24 section (c) becomes effective, the compatible joint use of
25 the lands withdrawn and reserved by section 3001 shall

1 be governed, to the extent compatible, by the terms of the
2 2005 Memorandum of Agreement among the Montana
3 Army National Guard, Graymont Western US Inc. and
4 the Bureau of Land Management.

5 **SEC. 3004. GRAZING.**

6 (a) **ISSUANCE AND ADMINISTRATION OF PERMITS**
7 **AND LEASES.**—The issuance and administration of graz-
8 ing permits and leases, including their renewal, on the
9 public lands withdrawn by section 3001 shall be managed
10 by the Secretary of the Interior consistent with all applica-
11 ble laws, regulations, and policies of the Secretary of the
12 Interior relating to such permits and leases.

13 (b) **SAFETY REQUIREMENTS.**—With respect to any
14 grazing permit or lease issued after the date of the enact-
15 ment of this Act for lands withdrawn by section 3001, the
16 Secretary of the Interior and the Secretary of the Army
17 shall jointly establish procedures that are consistent with
18 Department of the Army explosive and range safety stand-
19 ards and that provide for the safe use of any such lands.

20 (c) **ASSIGNMENT.**—The Secretary of the Interior
21 may, with the agreement of the Secretary of the Army,
22 assign the authority to issue and to administer grazing
23 permits and leases to the Secretary of the Army, except
24 that such an assignment may not include the authority

1 to discontinue grazing on the lands withdrawn by section
2 3001.

3 **SEC. 3005. DURATION OF WITHDRAWAL AND RESERVATION.**

4 The military land withdrawal made by section 3001
5 shall terminate on March 31, 2039.

6 **SEC. 3006. PAYMENTS IN LIEU OF TAXES.**

7 The lands withdrawn by section 3001 shall remain
8 eligible as entitlement land under section 6901 of title 31,
9 United States Code.

10 **SEC. 3007. HUNTING, FISHING AND TRAPPING.**

11 All hunting, fishing and trapping on the lands with-
12 drawn by section 3001 shall be conducted in accordance
13 with section 2671 of title 10, United States Code.

14 **SEC. 3008. WATER RIGHTS.**

15 (a) WATER RIGHTS.—Nothing in this subtitle shall
16 be construed—

17 (1) to establish a reservation in favor of the
18 United States with respect to any water or water
19 right on lands withdrawn by section 3001; or

20 (2) to authorize the appropriation of water on
21 lands withdrawn by section 3001, except in accord-
22 ance with applicable State law.

23 (b) EFFECT ON PREVIOUSLY ACQUIRED OR RE-
24 SERVED WATER RIGHTS.—This section shall not be con-
25 strued to affect any water rights acquired or reserved by

1 the United States before the date of the enactment of this
2 Act.

3 **SEC. 3009. BRUSH AND RANGE FIRE PREVENTION AND SUP-**
4 **PRESSION.**

5 (a) **REQUIRED ACTIVITIES.**—The Secretary of the
6 Army shall, consistent with any applicable land manage-
7 ment plan, take necessary precautions to prevent, and ac-
8 tions to suppress, brush and range fires occurring as a
9 result of military activities on the lands withdrawn and
10 reserved by section 3001, including fires outside those
11 lands that spread from the withdrawn land and which oc-
12 curred as a result of such activities.

13 (b) **COOPERATION OF SECRETARY OF THE INTE-**
14 **RIOR.**—At the request of the Secretary of the Army, the
15 Secretary of the Interior shall provide assistance in the
16 suppression of such fires and shall be reimbursed for such
17 assistance by the Secretary of the Army. Notwithstanding
18 section 2215 of title 10, United States Code, the Secretary
19 of the Army may transfer to the Secretary of the Interior,
20 in advance, funds to reimburse the costs of the Depart-
21 ment of the Interior in providing such assistance.

22 **SEC. 3010. ON-GOING DECONTAMINATION.**

23 During the withdrawal and reservation authorized by
24 section 3001, the Secretary of the Army shall maintain,
25 to the extent funds are available for such purpose, a pro-

1 gram of decontamination of contamination caused by de-
2 fense-related uses on such lands consistent with applicable
3 Federal and State law. The Secretary of Defense shall in-
4 clude a description of such decontamination activities in
5 the annual report required by section 2711 of title 10,
6 United States Code.

7 **SEC. 3011. APPLICATION FOR RENEWAL OF A WITHDRAWAL**
8 **AND RESERVATION.**

9 (a) NOTICE.—To the extent practicable, no later than
10 five years before the termination of the withdrawal and
11 reservation made by section 3001, the Secretary of the
12 Army shall notify the Secretary of the Interior whether
13 the Secretary of the Army will have a continuing defense-
14 related need for any of the lands withdrawn and reserved
15 by section 3001 after the termination date of such with-
16 drawal and reservation. The Secretary of the Army shall
17 provide a copy of the notice to the Committee on Armed
18 Services and the Committee on Energy and Natural Re-
19 sources of the Senate and the Committee on Armed Serv-
20 ices and the Committee on Natural Resources of the
21 House of Representatives.

22 (b) FILING FOR EXTENSION.—If the Secretary of the
23 Army concludes that there will be a continuing defense-
24 related need for any of the withdrawn and reserved lands
25 after the termination date, the Secretary of the Army shall

1 file an application for extension of the withdrawal and res-
2 ervation of such needed lands in accordance with the regu-
3 lations and procedures of the Department of the Interior
4 applicable to the extension of withdrawals and reserva-
5 tions.

6 **SEC. 3012. LIMITATION ON SUBSEQUENT AVAILABILITY OF**
7 **LANDS FOR APPROPRIATION.**

8 At the time of termination of a withdrawal and res-
9 ervation made by section 3001, the previously withdrawn
10 lands shall not be open to any form of appropriation under
11 the public land laws, including the mining laws and the
12 mineral leasing and geothermal leasing laws, until the Sec-
13 retary of the Interior publishes in the Federal Register
14 an appropriate order specifying the date upon which such
15 lands shall be restored to the public domain and opened
16 for such purposes.

17 **SEC. 3013. RELINQUISHMENT.**

18 (a) NOTICE OF INTENTION TO RELINQUISH.—If,
19 during the period of withdrawal and reservation under sec-
20 tion 3001, the Secretary of the Army decides to relinquish
21 any or all of the lands withdrawn and reserved, the Sec-
22 retary of the Army shall file a notice of intention to relin-
23 quish with the Secretary of the Interior.

24 (b) DETERMINATION OF CONTAMINATION.—As a
25 part of the notice under subsection (a), the Secretary of

1 the Army shall include a written determination concerning
2 whether and to what extent the lands that are to be relin-
3 quished are contaminated with explosive materials or toxic
4 or hazardous substances.

5 (c) PUBLIC NOTICE.—The Secretary of the Interior
6 shall publish in the Federal Register the notice of inten-
7 tion to relinquish, including the determination concerning
8 the contaminated state of the lands.

9 (d) DECONTAMINATION OF LANDS TO BE RELIN-
10 QUISHED.—

11 (1) CONDITIONS REQUIRING DECONTAMINA-
12 TION.—If land subject of a notice of intention to re-
13 linquish pursuant to subsection (a) is contaminated,
14 and the Secretary of the Interior, in consultation
15 with the Secretary of the Army, determines that de-
16 contamination is practicable and economically fea-
17 sible (taking into consideration the potential future
18 use and value of the land) and that, upon decon-
19 tamination, the land could be opened to operation of
20 some or all of the public land laws, including the
21 mining laws and the mineral leasing and geothermal
22 leasing laws, the Secretary of the Army shall decon-
23 taminated the land to the extent that funds are ap-
24 propriated for such purpose.

1 (2) DISCRETION IF CONDITIONS NOT MET.—If
2 the Secretary of the Interior, after consultation with
3 the Secretary of the Army, concludes that decon-
4 tamination of land subject of a notice of intention to
5 relinquish pursuant to subsection (a) is not prac-
6 ticable or economically feasible, or that the land can-
7 not be decontaminated sufficiently to be opened to
8 operation of some or all of the public land laws, or
9 if Congress does not appropriate sufficient funds for
10 the decontamination of such land, the Secretary of
11 the Interior shall not be required to accept the land
12 proposed for relinquishment.

13 (3) RESPONSE.—If the Secretary of the Inte-
14 rior declines to accept the lands that have been pro-
15 posed for relinquishment because of their contami-
16 nated state, or if at the expiration of the withdrawal
17 and reservation made by section 3001 the Secretary
18 of the Interior determines that some of the lands
19 withdrawn and reserved are contaminated to an ex-
20 tent which prevents opening such contaminated
21 lands to operation of the public land laws—

22 (A) the Secretary of the Army shall take
23 appropriate steps to warn the public of the con-
24 taminated state of such lands and any risks as-
25 sociated with entry onto such lands;

1 (B) after the expiration of the withdrawal
2 and reservation, the Secretary of the Army
3 shall undertake no activities on such lands ex-
4 cept in connection with decontamination of such
5 lands; and

6 (C) the Secretary of the Army shall report
7 to the Secretary of the Interior and to the Con-
8 gress concerning the status of such lands and
9 all actions taken in furtherance of this para-
10 graph.

11 (e) REVOCATION AUTHORITY.—Upon deciding that it
12 is in the public interest to accept the lands proposed for
13 relinquishment pursuant to subsection (a), the Secretary
14 of the Interior may order the revocation of the withdrawal
15 and reservation made by section 3001 as it applies to such
16 lands. The Secretary of the Interior shall publish in the
17 Federal Register the revocation order, which shall—

18 (1) terminate the withdrawal and reservation;

19 (2) constitute official acceptance of the lands by
20 the Secretary of the Interior; and

21 (3) state the date upon which the lands will be
22 opened to the operation of some or all of the public
23 land laws, including the mining laws.

24 (f) ACCEPTANCE BY SECRETARY OF THE INTE-
25 RIOR.—Nothing in this section shall be construed to re-

1 quire the Secretary of the Interior to accept the lands pro-
2 posed for relinquishment if the Secretary determines that
3 such lands are not suitable for return to the public do-
4 main. If the Secretary makes such a determination, the
5 Secretary shall provide notice of the determination to Con-
6 gress.

7 **Subtitle B—White Sands Missile**
8 **Range, New Mexico**

9 **SEC. 3021. TRANSFER OF ADMINISTRATIVE JURISDICTION,**
10 **WHITE SANDS MISSILE RANGE, NEW MEXICO.**

11 (a) **TRANSFER REQUIRED.**—Not later than Sep-
12 tember 30, 2014, the Secretary of the Interior shall trans-
13 fer to the administrative jurisdiction of the Secretary of
14 the Army certain public land administered by the Bureau
15 of Land Management in Dona Ana County, New Mexico,
16 consisting of approximately 5,100 acres depicted as “Par-
17 cel 1” on the map titled “White Sands Missile Range
18 Land Reservation” and dated January 4, 2013.

19 (b) **USE OF TRANSFERRED LAND.**—Upon the receipt
20 of the land under subsection (a), the Secretary of the
21 Army shall include the land as part of White Sands Missile
22 Range, New Mexico, and authorize use of the land for
23 military purposes.

24 (c) **LEGAL DESCRIPTION AND MAP.**—

1 (1) PREPARATION AND PUBLICATION.—The
2 Secretary of the Interior shall publish in the Federal
3 Register a legal description and map of the public
4 land to be transferred under subsection (a).

5 (2) FORCE OF LAW.—The legal description and
6 map filed under paragraph (1) shall have the same
7 force and effect as if included in this Act, except
8 that the Secretary of the Interior may correct errors
9 in the legal description.

10 (d) REIMBURSEMENT OF COSTS.—The transfer re-
11 quired by subsection (a) shall be made without reimburse-
12 ment, except that the Secretary of the Army shall reim-
13 burse the Secretary of the Interior for any costs incurred
14 by the Secretary of the Interior to prepare the legal de-
15 scription and map under subsection (c).

16 (e) TREATMENT OF GRAZING LEASES.—If a grazing
17 permit or lease exists on the date of the enactment of this
18 Act for any portion of the public land to be transferred
19 under subsection (a), the Secretary of the Interior shall
20 transfer or relocate the grazing allotments associated with
21 the permit or lease to other public land, acceptable to the
22 permit or lease holder, so that the grazing continues to
23 have the same value to the holder.

1 **SEC. 3022. WATER RIGHTS.**

2 (a) WATER RIGHTS.—Nothing in this subtitle shall
3 be construed—

4 (1) to establish a reservation in favor of the
5 United States with respect to any water or water
6 right on lands transferred by this subtitle; or

7 (2) to authorize the appropriation of water on
8 lands transferred by this subtitle except in accord-
9 ance with applicable State law.

10 (b) EFFECT ON PREVIOUSLY ACQUIRED OR RE-
11 SERVED WATER RIGHTS.—This section shall not be con-
12 strued to affect any water rights acquired or reserved by
13 the United States before the date of the enactment of this
14 Act.

15 **SEC. 3023. WITHDRAWAL.**

16 Subject to valid existing rights, the public land to be
17 transferred under section 3021 is withdrawn from all
18 forms of appropriation under the public land laws, includ-
19 ing the mining laws and geothermal leasing laws, so long
20 as the lands remain under the administrative jurisdiction
21 of the Secretary of the Army.

1 **Subtitle C—Naval Air Weapons**
2 **Station China Lake, California**

3 **SEC. 3031. TRANSFER OF ADMINISTRATIVE JURISDICTION,**
4 **NAVAL AIR WEAPONS STATION CHINA LAKE,**
5 **CALIFORNIA.**

6 (a) **TRANSFER REQUIRED.**—Not later than Sep-
7 tember 30, 2014, the Secretary of the Interior shall trans-
8 fer to the administrative jurisdiction of the Secretary of
9 the Navy certain public land administered by the Bureau
10 of Land Management in Inyo, Kern, and San Bernardino
11 Counties, California, consisting of approximately
12 1,045,000 acres in Inyo, Kern, and San Bernardino Coun-
13 ties, California, as generally depicted on the map titled
14 “Naval Air Weapons Station China Lake Withdrawal -
15 Renewal” and dated 2012.

16 (b) **USE OF TRANSFERRED LAND.**—Upon the receipt
17 of the land under subsection (a), the Secretary of the Navy
18 shall include the land as part of the Naval Air Weapons
19 Station China Lake, California, and authorize use of the
20 land for military purposes.

21 (c) **LEGAL DESCRIPTION AND MAP.**—

22 (1) **PREPARATION AND PUBLICATION.**—The
23 Secretary of the Interior shall publish in the Federal
24 Register a legal description and map of the public
25 land to be transferred under subsection (a).

1 (2) FORCE OF LAW.—The legal description and
2 map filed under paragraph (1) shall have the same
3 force and effect as if included in this Act, except
4 that the Secretary of the Interior may correct errors
5 in the legal description and map.

6 (d) REIMBURSEMENT OF COSTS.—The transfer re-
7 quired by subsection (a) shall be made without reimburse-
8 ment, except that the Secretary of the Navy shall reim-
9 burse the Secretary of the Interior for any costs incurred
10 by the Secretary of the Interior to prepare the legal de-
11 scription and map under subsection (c).

12 **SEC. 3032. WATER RIGHTS.**

13 (a) WATER RIGHTS.—Nothing in this subtitle shall
14 be construed—

15 (1) to establish a reservation in favor of the
16 United States with respect to any water or water
17 right on lands transferred by this subtitle; or

18 (2) to authorize the appropriation of water on
19 lands transferred by this subtitle except in accord-
20 ance with applicable State law.

21 (b) EFFECT ON PREVIOUSLY ACQUIRED OR RE-
22 SERVED WATER RIGHTS.—This section shall not be con-
23 strued to affect any water rights acquired or reserved by
24 the United States before the date of the enactment of this
25 Act.

1 **SEC. 3033. WITHDRAWAL.**

2 Subject to valid existing rights, the public land to be
3 transferred under section 3031 is withdrawn from all
4 forms of appropriation under the public land laws, includ-
5 ing the mining laws and geothermal leasing laws, so long
6 as the lands remain under the administrative jurisdiction
7 of the Secretary of the Navy.

8 **Subtitle D—Chocolate Mountain**
9 **Aerial Gunnery Range, California**

10 **SEC. 3041. TRANSFER OF ADMINISTRATIVE JURISDICTION,**
11 **CHOCOLATE MOUNTAIN AERIAL GUNNERY**
12 **RANGE, CALIFORNIA.**

13 (a) **TRANSFER REQUIRED.**—The Secretary of the In-
14 terior shall transfer to the administrative jurisdiction of
15 the Secretary of the Navy certain public land administered
16 by the Bureau of Land Management in Imperial and Riv-
17 erside Counties, California, consisting of approximately
18 226,711 acres, as generally depicted on the map titled
19 “Chocolate Mountain Aerial Gunnery Range Proposed—
20 Withdrawal” dated 1987 (revised July 1993), and identi-
21 fied as WESTDIV Drawing No. C-102370, which was
22 prepared by the Naval Facilities Engineering Command
23 of the Department of the Navy and is on file with the
24 California State Office of the Bureau of Land Manage-
25 ment.

1 (b) VALID EXISTING RIGHTS.—The transfer of ad-
2 ministrative jurisdiction under subsection (a) shall be sub-
3 ject to any valid existing rights, including any property,
4 easements, or improvements held by the Bureau of Rec-
5 lamation and appurtenant to the Coachella Canal. The
6 Secretary of the Navy shall provide for reasonable access
7 by the Bureau of Reclamation for inspection and mainte-
8 nance purposes not inconsistent with military training.

9 (c) TIME FOR CONVEYANCE.—The transfer of admin-
10 istrative jurisdiction under subsection (a) shall occur pur-
11 suant to a schedule agreed to by the Secretary of the Inte-
12 rior and the Secretary of the Navy, but in no case later
13 than the date of the completion of the boundary realign-
14 ment required by section 3043.

15 (d) MAP AND LEGAL DESCRIPTION.—

16 (1) PREPARATION AND PUBLICATION.—The
17 Secretary of the Interior shall publish in the Federal
18 Register a legal description of the public land to be
19 transferred under subsection (a).

20 (2) SUBMISSION TO CONGRESS.—The Secretary
21 of the Interior shall file with the Committee on En-
22 ergy and Natural Resources of the Senate and the
23 Committee on Natural Resources of the House of
24 Representatives—

1 (A) a copy of the legal description pre-
2 pared under paragraph (1); and

3 (B) a map depicting the legal description
4 of the transferred public land.

5 (3) AVAILABILITY FOR PUBLIC INSPECTION.—
6 Copies of the legal description and map filed under
7 paragraph (2) shall be available for public inspection
8 in the appropriate offices of—

9 (A) the Bureau of Land Management;

10 (B) the Office of the Commanding Officer,
11 Marine Corps Air Station Yuma, Arizona;

12 (C) the Office of the Commander, Navy
13 Region Southwest; and

14 (D) the Office of the Secretary of the
15 Navy.

16 (4) FORCE OF LAW.—The legal description and
17 map filed under paragraph (2) shall have the same
18 force and effect as if included in this Act, except
19 that the Secretary of the Interior may correct cler-
20 ical and typographical errors in the legal description
21 or map.

22 (5) REIMBURSEMENT OF COSTS.—The transfer
23 required by subsection (a) shall be made without re-
24 imbursement, except that the Secretary of the Navy
25 shall reimburse the Secretary of the Interior for any

1 costs incurred by the Secretary of the Interior to
2 prepare the legal description and map under this
3 subsection.

4 **SEC. 3042. MANAGEMENT AND USE OF TRANSFERRED**
5 **LAND.**

6 (a) USE OF TRANSFERRED LAND.—Upon the receipt
7 of the land under section 3041, the Secretary of the Navy
8 shall administer the land as the Chocolate Mountain Aer-
9 ial Gunnery Range, California, and continue to authorize
10 use of the land for military purposes.

11 (b) PROTECTION OF DESERT TORTOISE.—Nothing in
12 the transfer required by section 3041 shall affect the prior
13 designation of certain lands within the Chocolate Moun-
14 tain Aerial Gunnery Range as critical habitat for the
15 desert tortoise (*Gopherus Agassizii*).

16 (c) WITHDRAWAL OF MINERAL ESTATE.—Subject to
17 valid existing rights, the mineral estate of the land to be
18 transferred under section 3041 are withdrawn from all
19 forms of appropriation under the public land laws, includ-
20 ing the mining laws and the mineral and geothermal leas-
21 ing laws, for as long as the land is under the administra-
22 tive jurisdiction of the Secretary of the Navy.

23 (d) INTEGRATED NATURAL RESOURCES MANAGE-
24 MENT PLAN.—Not later than one year after the transfer
25 of the land under section 3041, the Secretary of the Navy,

1 in cooperation with the Secretary of the Interior, shall pre-
2 pare an integrated natural resources management plan
3 pursuant to the Sikes Act (16 U.S.C. 670a et seq.) for
4 the transferred land and for land that, as of the date of
5 the enactment of this Act, is under the jurisdiction of the
6 Secretary of the Navy underlying the Chocolate Mountain
7 Aerial Gunnery Range.

8 **SEC. 3043. REALIGNMENT OF RANGE BOUNDARY AND RE-**
9 **LATED TRANSFER OF TITLE.**

10 (a) REALIGNMENT; PURPOSE.—The Secretary of the
11 Interior and the Secretary of the Navy shall realign the
12 boundary of the Chocolate Mountain Aerial Gunnery
13 Range, as in effect on the date of the enactment of this
14 Act, to improve public safety and management of the
15 Range, consistent with the following:

16 (1) The northwestern boundary of the Choco-
17 late Mountain Aerial Gunnery Range shall be re-
18 aligned to the edge of the Bradshaw Trail so that
19 the Trail is entirely on public land under the juris-
20 diction of the Department of the Interior.

21 (2) The centerline of the Bradshaw Trail shall
22 be delineated by the Secretary of the Interior in con-
23 sultation with the Secretary of the Navy, beginning
24 at its western terminus at Township 8 South, Range
25 12 East, Section 6 eastward to Township 8 South,

1 Range 17 East, Section 32 where it leaves the Choc-
2 olate Mountain Aerial Gunnery Range.

3 (b) TRANSFERS RELATED TO REALIGNMENT.—The
4 Secretary of the Interior and the Secretary of the Navy
5 shall make such transfers of administrative jurisdiction as
6 may be necessary to reflect the results of the boundary
7 realignment carried out pursuant to subsection (a).

8 (c) APPLICABILITY OF NATIONAL ENVIRONMENTAL
9 POLICY ACT OF 1969.—The National Environmental Pol-
10 icy Act of 1969 (42 U.S.C. 4321 et seq.) shall not apply
11 to any transfer of land made under subsection (b) or any
12 decontamination actions undertaken in connection with
13 such a transfer.

14 (d) DECONTAMINATION.—The Secretary of the Navy
15 shall maintain, to the extent funds are available for such
16 purpose and consistent with applicable Federal and State
17 law, a program of decontamination of any contamination
18 caused by defense-related uses on land transferred under
19 subsection (b). The Secretary of Defense shall include a
20 description of such decontamination activities in the an-
21 nual report required by section 2711 of title 10, United
22 States Code.

23 (e) TIMELINE.—The delineation of the Bradshaw
24 Trail under subsection (a) and any transfer of land under
25 subsection (b) shall occur pursuant to a schedule agreed

1 to by the Secretary of the Interior and the Secretary of
2 the Navy, but in no case later than two years after the
3 date of the enactment of this Act.

4 **SEC. 3044. EFFECT OF TERMINATION OF MILITARY USE.**

5 (a) NOTICE AND EFFECT.—Upon a determination by
6 the Secretary of the Navy that there is no longer a mili-
7 tary need for all or portions of the land transferred under
8 section 3041, the Secretary of the Navy shall notify the
9 Secretary of the Interior of such determination. Subject
10 to subsections (b), (c), and (d), the Secretary of the Navy
11 shall transfer the land subject to such a notice back to
12 the administrative jurisdiction of the Secretary of the Inte-
13 rior.

14 (b) CONTAMINATION.—Before transmitting a notice
15 under subsection (a), the Secretary of the Navy shall pre-
16 pare a written determination concerning whether and to
17 what extent the land to be transferred are contaminated
18 with explosive, toxic, or other hazardous materials. A copy
19 of the determination shall be transmitted with the notice.
20 Copies of the notice and the determination shall be pub-
21 lished in the Federal Register.

22 (c) DECONTAMINATION.—The Secretary of the Navy
23 shall decontaminate any contaminated land that is the
24 subject of a notice under subsection (a) if—

1 (1) the Secretary of the Interior, in consultation
2 with the Secretary of the Navy, determines that—

3 (A) decontamination is practicable and
4 economically feasible (taking into consideration
5 the potential future use and value of the land);
6 and

7 (B) upon decontamination, the land could
8 be opened to operation of some or all of the
9 public land laws, including the mining laws; and

10 (2) funds are appropriated for such decon-
11 tamination.

12 (d) ALTERNATIVE.—The Secretary of the Interior is
13 not required to accept land proposed for transfer under
14 subsection (a) if the Secretary of the Interior is unable
15 to make the determinations under subsection (c)(1) or if
16 Congress does not appropriate a sufficient amount of
17 funds for the decontamination of the land.

18 **SEC. 3045. TEMPORARY EXTENSION OF EXISTING WITH-**
19 **DRAWAL PERIOD.**

20 Notwithstanding subsection (a) of section 806 of the
21 California Military Lands Withdrawal and Overflights Act
22 of 1994 (title VIII of Public Law 103–433; 108 Stat.
23 4505), the withdrawal and reservation of the land trans-
24 ferred under section 3041 shall not terminate until the

1 date on which the land transfer required by section 3041
2 is executed.

3 **SEC. 3046. WATER RIGHTS.**

4 (a) WATER RIGHTS.—Nothing in this subtitle shall
5 be construed—

6 (1) to establish a reservation in favor of the
7 United States with respect to any water or water
8 right on lands transferred by this subtitle; or

9 (2) to authorize the appropriation of water on
10 lands transferred by this subtitle except in accord-
11 ance with applicable State law.

12 (b) EFFECT ON PREVIOUSLY ACQUIRED OR RE-
13 SERVED WATER RIGHTS.—This section shall not be con-
14 strued to affect any water rights acquired or reserved by
15 the United States before the date of the enactment of this
16 Act.

17 **Subtitle E—Marine Corps Air**
18 **Ground Combat Center**
19 **Twentynine Palms, California**

20 **SEC. 3051. DESIGNATION OF JOHNSON VALLEY NATIONAL**
21 **OFF-HIGHWAY VEHICLE RECREATION AREA.**

22 (a) DESIGNATION.—The approximately 188,000
23 acres of public land and interests in land administered by
24 the Secretary of the Interior through the Bureau of Land
25 Management in San Bernardino County, California, as

1 generally depicted as the “Johnson Valley Off-Highway
2 Vehicle Recreation Area” on the map titled “Johnson Val-
3 ley National Off-Highway Vehicle Recreation Area and
4 Transfer of the Southern Study Area” and dated April
5 11, 2013, are hereby designated as the “Johnson Valley
6 National Off-Highway Vehicle Recreation Area”.

7 (b) RECREATIONAL AND CONSERVATION USE.—The
8 Johnson Valley National Off-Highway Vehicle Recreation
9 Area is designated for the following purposes:

10 (1) Public recreation (including off-highway ve-
11 hicle use, camping, and hiking) when the lands are
12 not used for military training as authorized by sec-
13 tion 3052.

14 (2) Natural resources conservation.

15 (c) WITHDRAWAL.—The public land and interests in
16 land included in the Johnson Valley National Off-Highway
17 Vehicle Recreation Area are hereby withdrawn from all
18 forms of appropriation under the public land laws, includ-
19 ing the mining laws and the mineral leasing and geo-
20 thermal leasing laws.

21 (d) TREATMENT OF EXISTING RIGHTS.—The des-
22 ignation of the Johnson Valley National Off-Highway Ve-
23 hicle Recreation Area and the withdrawal of the public
24 land and interests in land included in the Recreation Area
25 are subject to valid existing rights.

1 **SEC. 3052. LIMITED BIENNIAL MARINE CORPS AIR**
2 **GROUND COMBAT CENTER TWENTYNINE**
3 **PALMS USE OF JOHNSON VALLEY NATIONAL**
4 **OFF-HIGHWAY VEHICLE RECREATION AREA.**

5 (a) USE FOR MILITARY PURPOSES AUTHORIZED.—

6 Subject to subsection (b), the Secretary of the Interior
7 shall authorize the Secretary of the Navy to utilize por-
8 tions of Johnson Valley National Off-Highway Vehicle
9 Recreation Area twice in each calendar year for up to a
10 total of 60 days per year for the following purposes:

11 (1) Sustained, combined arms, live-fire, and
12 maneuver field training for large-scale Marine air-
13 ground task forces.

14 (2) Individual and unit live-fire training ranges.

15 (3) Equipment and tactics development.

16 (4) Other defense-related purposes consistent
17 with the purposes specified in the preceding para-
18 graphs.

19 (b) CONDITIONS ON MILITARY USE.—

20 (1) CONSULTATION AND PUBLIC PARTICIPATION
21 REQUIREMENTS.—Before the Secretary of the Navy
22 requests the two time periods for military use of the
23 Johnson Valley National Off-Highway Vehicle
24 Recreation Area in a calendar year, the Secretary of
25 the Navy shall—

1 (A) consult with the Secretary of the Inte-
2 rior regarding the best times for military use to
3 reduce interference with or interruption of non-
4 military activities authorized by section
5 3051(b); and

6 (B) provide for public awareness of and
7 participation in the selection process.

8 (2) PUBLIC NOTICE.—The Secretary of the
9 Navy shall provide advance, wide-spread notice be-
10 fore any closure of public lands for military use
11 under this section.

12 (3) PUBLIC SAFETY.—Military use of the John-
13 son Valley National Off-Highway Vehicle Recreation
14 Area during the biannual periods authorized by sub-
15 section (a) shall be conducted in the presence of suf-
16 ficient range safety officers to ensure the safety of
17 military personnel and civilians.

18 (4) CERTAIN TYPES OF ORDNANCE PROHIB-
19 ITED.—The Secretary of the Navy shall prohibit the
20 use of dud-producing ordnance in any military train-
21 ing conducted under subsection (a).

22 (c) IMPLEMENTING AGREEMENT.—

23 (1) AGREEMENT REQUIRED; REQUIRED
24 TERMS.—The Secretary of the Interior and the Sec-
25 retary of the Navy shall enter into a written agree-

1 ment to implement this section. The agreement shall
2 include a provision for periodic review of the agree-
3 ment for its adequacy, effectiveness, and need for re-
4 vision.

5 (2) ADDITIONAL TERMS.—The agreement may
6 provide for—

7 (A) the integration of the management
8 plans of the Secretary of the Interior and the
9 Secretary of the Navy;

10 (B) delegation to civilian law enforcement
11 personnel of the Department of the Navy of the
12 authority of the Secretary of the Interior to en-
13 force the laws relating to protection of natural
14 and cultural resources and of fish and wildlife;
15 and

16 (C) the sharing of resources in order to
17 most efficiently and effectively manage the
18 lands.

19 (d) DURATION.—Any agreement for the military use
20 of the Johnson Valley National Off-Highway Vehicle
21 Recreation Area shall terminate not later than March 31,
22 2039.

1 **SEC. 3053. TRANSFER OF ADMINISTRATIVE JURISDICTION,**
2 **SOUTHERN STUDY AREA, MARINE CORPS AIR**
3 **GROUND COMBAT CENTER TWENTYNINE**
4 **PALMS, CALIFORNIA.**

5 (a) **TRANSFER REQUIRED.**—Not later than Sep-
6 tember 30, 2014, the Secretary of the Interior shall trans-
7 fer, without reimbursement, to the administrative jurisdic-
8 tion of the Secretary of the Navy certain public land ad-
9 ministered by the Bureau of Land Management consisting
10 of approximately 20,000 acres in San Bernardino County,
11 California, as generally depicted as the “Southern Study
12 Area” on the map referred to in section 3051.

13 (b) **USE OF TRANSFERRED LAND.**—Upon the receipt
14 of the land under subsection (a), the Secretary of the Navy
15 shall include the land as part of the Marine Corps Air
16 Ground Combat Center Twentynine Palms, California,
17 and authorize use of the land for military purposes.

18 (c) **LEGAL DESCRIPTION AND MAP.**—

19 (1) **PREPARATION AND PUBLICATION.**—The
20 Secretary of the Interior shall publish in the Federal
21 Register a legal description and map of the public
22 land to be transferred under subsection (a).

23 (2) **FORCE OF LAW.**—The legal description and
24 map filed under paragraph (1) shall have the same
25 force and effect as if included in this Act, except
26 that the Secretary of the Interior may correct cler-

1 ical and typographical errors in the legal description
2 and map.

3 (d) REIMBURSEMENT OF COSTS.—The Secretary of
4 the Navy shall reimburse the Secretary of the Interior for
5 any costs incurred by the Secretary of the Interior to carry
6 out this section.

7 **SEC. 3054. WATER RIGHTS.**

8 (a) WATER RIGHTS.—Nothing in this subtitle shall
9 be construed—

10 (1) to establish a reservation in favor of the
11 United States with respect to any water or water
12 right on lands transferred by this subtitle; or

13 (2) to authorize the appropriation of water on
14 lands transferred by this subtitle except in accord-
15 ance with applicable State law.

16 (b) EFFECT ON PREVIOUSLY ACQUIRED OR RE-
17 SERVED WATER RIGHTS.—This section shall not be con-
18 strued to affect any water rights acquired or reserved by
19 the United States before the date of the enactment of this
20 Act.

1 **Subtitle F—Naval Air Station**
2 **Fallon, Nevada**

3 **SEC. 3061. TRANSFER OF ADMINISTRATIVE JURISDICTION,**
4 **NAVAL AIR STATION FALLON, NEVADA.**

5 (a) **IN GENERAL.**—Not later than 180 days after the
6 date of enactment of this Act, the Secretary of the Interior
7 shall transfer to the Secretary of the Navy, without con-
8 sideration, the Federal land described in subsection (b).

9 (b) **DESCRIPTION OF FEDERAL LAND.**—The Federal
10 land referred to in subsection (a) is the parcel of approxi-
11 mately 400 acres of land under the jurisdiction of the Sec-
12 retary of the Interior that—

13 (1) is adjacent to Naval Air Station Fallon in
14 Churchill County, Nevada; and

15 (2) was withdrawn under Public Land Order
16 6834 (NV-943-4214-10; N-37875).

17 (c) **MANAGEMENT.**—On transfer of the Federal land
18 described under subsection (b) to the Secretary of the
19 Navy, the Secretary of the Navy shall have full jurisdic-
20 tion, custody, and control of the Federal land.

21 **SEC. 3062. WATER RIGHTS.**

22 (a) **WATER RIGHTS.**—Nothing in this subtitle shall
23 be construed—

1 (1) to establish a reservation in favor of the
2 United States with respect to any water or water
3 right on lands transferred by this subtitle; or

4 (2) to authorize the appropriation of water on
5 lands transferred by this subtitle except in accord-
6 ance with applicable State law.

7 (b) EFFECT ON PREVIOUSLY ACQUIRED OR RE-
8 SERVED WATER RIGHTS.—This section shall not be con-
9 strued to affect any water rights acquired or reserved by
10 the United States before the date of the enactment of this
11 Act.

12 **SEC. 3063. WITHDRAWAL.**

13 Subject to valid existing rights, the Federal land to
14 be transferred under section 3061 is withdrawn from all
15 forms of appropriation under the public land laws, includ-
16 ing the mining laws and geothermal leasing laws, so long
17 as the land remains under the administrative jurisdiction
18 of the Secretary of the Navy.

1 **DIVISION C—DEPARTMENT OF**
2 **ENERGY NATIONAL SECURITY**
3 **AUTHORIZATIONS AND**
4 **OTHER AUTHORIZATIONS**
5 **TITLE XXXI—DEPARTMENT OF**
6 **ENERGY NATIONAL SECURITY**
7 **PROGRAMS**
8 **Subtitle A—National Security**
9 **Programs Authorizations**

10 **SEC. 3101. NATIONAL NUCLEAR SECURITY ADMINISTRA-**
11 **TION.**

12 (a) AUTHORIZATION OF APPROPRIATIONS.—Funds
13 are hereby authorized to be appropriated to the Depart-
14 ment of Energy for fiscal year 2014 for the activities of
15 the National Nuclear Security Administration in carrying
16 out programs as specified in the funding table in section
17 4701.

18 (b) AUTHORIZATION OF NEW PLANT PROJECTS.—
19 From funds referred to in subsection (a) that are available
20 for carrying out plant projects, the Secretary of Energy
21 may carry out new plant projects for the National Nuclear
22 Security Administration as follows:

23 Project 14–D–710, Device Assembly Facil-
24 ity Argus Installation Project, Nevada National
25 Security Site, Las Vegas, Nevada, \$14,000,000

1 Project 14–D–901, Spent Fueling Han-
2 dling Recapitalization Project, Naval Reactors
3 Facility, Idaho, \$45,400,000.

4 Project 14–D–902, KL Materials Charac-
5 terization Laboratory, Knolls Atomic Power
6 Laboratory, Schenectady, New York,
7 \$1,000,000.

8 **SEC. 3102. DEFENSE ENVIRONMENTAL CLEANUP.**

9 Funds are hereby authorized to be appropriated to
10 the Department of Energy for fiscal year 2014 for defense
11 environmental cleanup activities in carrying out programs
12 as specified in the funding table in section 4701.

13 **SEC. 3103. OTHER DEFENSE ACTIVITIES.**

14 Funds are hereby authorized to be appropriated to
15 the Department of Energy for fiscal year 2014 for other
16 defense activities in carrying out programs as specified in
17 the funding table in section 4701.

18 **SEC. 3104. ENERGY SECURITY AND ASSURANCE.**

19 Funds are hereby authorized to be appropriated to
20 the Department of Energy for fiscal year 2014 for energy
21 security and assurance programs necessary for national
22 security as specified in the funding table in section 4701.

1 **Subtitle B—Program Authoriza-**
2 **tions, Restrictions, and Limita-**
3 **tions**

4 **SEC. 3111. CLARIFICATION OF PRINCIPLES OF NATIONAL**
5 **NUCLEAR SECURITY ADMINISTRATION.**

6 Subsection (c) of section 3211 of the National Nu-
7 clear Security Administration Act (50 U.S.C. 2401) is
8 amended to read as follows:

9 “(c) OPERATIONS AND ACTIVITIES TO BE CARRIED
10 OUT CONSISTENT WITH CERTAIN PRINCIPLES.—In car-
11 rying out the mission of the Administration, the Adminis-
12 trator shall ensure that all operations and activities of the
13 Administration are consistent with the principles of—

14 “(1) protecting the environment;

15 “(2) safeguarding the safety and health of the
16 public and of the workforce of the Administration;
17 and

18 “(3) ensuring the security of the nuclear weap-
19 ons, nuclear material, and classified information in
20 the custody of the Administration.”.

21 **SEC. 3112. TERMINATION OF DEPARTMENT OF ENERGY EM-**
22 **PLOYEES TO PROTECT NATIONAL SECURITY.**

23 (a) IN GENERAL.—Subtitle C of the National Nu-
24 clear Security Administration Act (50 U.S.C. 2441 et

1 seq.) is amended by adding at the end the following new
2 section:

3 **“SEC. 3245. TERMINATION OF EMPLOYEES TO PROTECT NA-**
4 **TIONAL SECURITY.**

5 “(a) **TERMINATION AUTHORITY.**—Notwithstanding
6 any other provision of law, the Secretary of Energy may
7 terminate an employee of the Administration or any ele-
8 ment of the Department of Energy that involves nuclear
9 security if the Secretary—

10 “(1) determines that the employee acted in a
11 manner that endangers the security of special nu-
12 clear material or classified information;

13 “(2) considers the termination to be in the in-
14 terests of the United States; and

15 “(3) determines that the procedures prescribed
16 in other provisions of law that authorize the termi-
17 nation of the employment of such employee cannot
18 be invoked in a manner that the Secretary considers
19 consistent with national security.

20 “(b) **STATEMENTS AND AFFIDAVITS.**—(1) To the ex-
21 tent that the Secretary determines that the interests of
22 national security permit, the Secretary shall notify an em-
23 ployee whose employment is terminated under this section
24 of the reasons for the termination.

1 “(2) During the 30-day period beginning on the date
2 on which a terminated employee is notified under para-
3 graph (1), the employee may submit to the Secretary
4 statements or affidavits to show why the employee should
5 be restored to duty.

6 “(3) If a terminated employee submits statements
7 and affidavits under paragraph (2), the Secretary—

8 “(A) shall provide a written response to the em-
9 ployee; and

10 “(B) may restore the employment of the em-
11 ployee.

12 “(c) FINALITY.—A decision by the Secretary to ter-
13 minate the employment of an employee under this section
14 is final and may not be appealed or reviewed outside the
15 Department.

16 “(d) NOTIFICATION TO CONGRESSIONAL COMMIT-
17 TEES.—Whenever the Secretary terminates the employ-
18 ment of an employee under the authority of this section,
19 the Secretary shall promptly notify the congressional de-
20 fense committees of such termination.

21 “(e) PRESERVATION OF RIGHT TO SEEK OTHER EM-
22 PLOYMENT.—Any termination of employment under this
23 section does not affect the right of the employee involved
24 to seek or accept employment with any other department
25 or agency of the United States if that employee is declared

1 eligible for such employment by the Director of the Office
2 of Personnel Management.

3 “(f) PROHIBITION ON DELEGATION.—The authority
4 of the Secretary under this section may not be delegated.”.

5 (b) CLERICAL AMENDMENT.—The table of contents
6 at the beginning of such Act is amended by inserting after
7 the item relating to section 3244 the following new item:
“Sec. 3245. Termination of employees to protect national security.”.

8 **SEC. 3113. MODIFICATION OF INDEPENDENT COST ESTI-**
9 **MATES ON LIFE EXTENSION PROGRAMS AND**
10 **NEW NUCLEAR FACILITIES.**

11 (a) IN GENERAL.—Section 4217 of the Atomic En-
12 ergy Defense Act (50 U.S.C. 2537) is amended—

13 (1) in subsection (b)(2), by adding after the pe-
14 riod at the end the following: “Such cost estimates
15 shall be conducted by the Secretary of Defense, act-
16 ing through the Director of Cost Assessment and
17 Program Evaluation. The Director may delegate car-
18 rying out such a cost estimate to another element of
19 the Department of Defense.”; and

20 (2) by amending subsection (c) to read as fol-
21 lows:

22 “(c) AUTHORITY FOR FURTHER ASSESSMENTS.—(1)
23 In consultation with the Administrator, the Secretary of
24 Defense, acting through the Director of Cost Assessment
25 and Program Evaluation, may conduct an independent

1 cost assessment of any initiative or program of the Admin-
2 istration that is estimated to cost more than
3 \$500,000,000. The Director may delegate carrying out
4 such a cost estimate to another element of the Department
5 of Defense.

6 “(2) The Secretary, acting through the Adminis-
7 trator, shall request an appropriate official or entity to
8 conduct an independent review of each—

9 “(A) guidance for the analysis of alternatives
10 for each covered system or facility before such anal-
11 ysis is conducted; and

12 “(B) results of such analysis.

13 “(3) The Secretary, acting through the Adminis-
14 trator, shall submit to the congressional defense commit-
15 tees and the Nuclear Weapons Council each independent
16 review conducted under paragraph (2).

17 “(4) In this subsection:

18 “(A) The term ‘appropriate official or entity’
19 means the following:

20 “(i) The Director of Cost Assessment and
21 Program Evaluation.

22 “(ii) An organization selected by the Direc-
23 tor of Cost Assessment and Program Evalua-
24 tion.

25 “(iii) The JASON Defense Advisory Panel.

1 “(B) The term ‘covered system or facility’
2 means the following:

3 “(i) Each nuclear weapon system under-
4 going life extension at the completion of phase
5 6.2A, relating to design definition and cost
6 study.

7 “(ii) Each new nuclear facility within the
8 nuclear security enterprise (as defined in sec-
9 tion 4002(5) of the Atomic Energy Defense Act
10 (50 U.S.C. 2501(5)) that is estimated to cost
11 more than \$500,000,000 before such facility
12 achieves critical decision 2 in the acquisition
13 process.”.

14 (b) EFFECTIVE DATE.—The amendment made by
15 subsection (a)(2) shall expire on the date that is three
16 years after the date of the enactment of this Act. Effective
17 on the day after such expiration date, subsection (c) of
18 section 4217 of the Atomic Energy Defense Act (50
19 U.S.C. 2537), as in effect on the day before the date of
20 the enactment of this Act, is hereby revived.

21 (c) SENSE OF CONGRESS.—It is the sense of Con-
22 gress that Congress encourages the Administrator for Nu-
23 clear Security and the Nuclear Weapons Council to follow
24 the results of the analysis of alternatives of a life extension

1 program or a defense nuclear facility construction project
2 when selecting a final option.

3 **SEC. 3114. PLAN FOR RETRIEVAL, TREATMENT, AND DIS-**
4 **POSITION OF TANK FARM WASTE AT HAN-**
5 **FORD NUCLEAR RESERVATION.**

6 (a) IN GENERAL.—Subtitle D of title XLIV of the
7 Atomic Energy Defense Act (50 U.S.C. 2621 et seq.) is
8 amended by adding at the end the following new section:

9 **“SEC. 4445. PLAN FOR RETRIEVAL, TREATMENT, AND DIS-**
10 **POSITION OF TANK FARM WASTE AT HAN-**
11 **FORD NUCLEAR RESERVATION.**

12 “(a) PLAN.—Not later than March 1, 2014, the Sec-
13 retary of Energy shall submit to the congressional defense
14 committees a comprehensive plan through 2025 for the
15 safe and effective retrieval, treatment, and disposition of
16 nuclear waste contained in the tank farms of Hanford Nu-
17 clear Reservation, Richland, Washington.

18 “(b) MATTERS INCLUDED.—The plan under sub-
19 section (a) shall include the following:

20 “(1) A list of all requirements, assumptions,
21 and criteria needed to design, construct, and operate
22 the Waste Treatment and Immobilization Plant and
23 any required infrastructure facilities at the Hanford
24 Tank Farms.

1 “(2) A schedule of activities, construction, and
2 operations at the Hanford Tank Farms and Waste
3 Treatment and Immobilization Plant required before
4 2025 to carry out the safe and effective retrieval,
5 treatment, and disposition of waste in the Hanford
6 Tank Farms.

7 “(3) Actions required to accelerate, to the ex-
8 tent possible, the retrieval and treatment of lower-
9 risk, low-activity waste while continuing efforts to
10 accelerate the resolution of technical challenges asso-
11 ciated with higher-risk, high-activity waste.

12 “(4) A description of how the Secretary will—

13 “(A) provide adequate protection to work-
14 ers and the public under the plan; and

15 “(B) incorporate into the plan any new
16 science and technical information that was not
17 available before the development of the plan, in-
18 cluding new science and technical information
19 not available as of March 2014.

20 “(c) DETERMINATIONS.—(1) For each requirement,
21 assumption, or criterion identified by the Secretary under
22 subsection (b)(1), the Secretary shall include in the plan
23 under subsection (a) a determination regarding whether
24 such requirement, assumption or criterion is finalized and
25 will be used to inform planning, design, construction, and

1 operations of the Waste Treatment and Immobilization
2 Plant project.

3 “(2) For each requirement, assumption, or criterion
4 that the Secretary cannot make a finalized determination
5 for under paragraph (1) by the date the plan under sub-
6 section (a) is submitted to the congressional defense com-
7 mittees, the Secretary shall—

8 “(A) include in the plan—

9 “(i) a description of the requirement, as-
10 sumption, or criterion;

11 “(ii) a list of activities required for the
12 Secretary to make such determination; and

13 “(iii) the date on which the Secretary an-
14 ticipates making such determination; and

15 “(B) once the Secretary makes the finalized de-
16 termination with respect to the requirement, as-
17 sumption, or criterion, submit to such committees
18 notification that the requirement, assumption, or cri-
19 terion is finalized and will be used to inform the
20 planning, design, construction, and operations of the
21 Waste Treatment and Immobilization Plant project.

22 “(3)(A) Subject to subparagraph (B), the Secretary
23 may authorize a change to a requirement, assumption, or
24 criterion that the Secretary determines as finalized under
25 paragraph (1) or (2)(B).

1 “(B) The Secretary shall make changes to a require-
2 ment, assumption, or criterion under subparagraph (A) if
3 the Secretary cannot provide adequate protection without
4 making such changes.

5 “(C) If the Secretary authorizes a change to a re-
6 quirement, assumption, or criterion under subparagraph
7 (A) or (B) that will have a material effect on any aspect
8 of the schedule or cost of the Waste Treatment and Immo-
9 bilization Plant project, the Secretary shall promptly no-
10 tify the congressional defense committees of such change.

11 “(D) The authority of the Secretary under this para-
12 graph may be delegated only to the Deputy Secretary of
13 Energy.”.

14 (b) CLERICAL AMENDMENT.—The table of contents
15 at the beginning of the Atomic Energy Defense Act is
16 amended by inserting after the item relating to section
17 4444 the following new item:

“Sec. 4445. Plan for retrieval, treatment, and disposition of tank farm waste
at Hanford Nuclear Reservation.”.

18 **SEC. 3115. ENHANCED PROCUREMENT AUTHORITY TO MAN-**
19 **AGE SUPPLY CHAIN RISK.**

20 (a) IN GENERAL.—Subtitle A of title XLVIII of the
21 Atomic Energy Defense Act (50 U.S.C. 2781 et seq.) is
22 amended by adding at the end the following:

1 **“SEC. 4806. ENHANCED PROCUREMENT AUTHORITY TO**
2 **MANAGE SUPPLY CHAIN RISK.**

3 “(a) **AUTHORITY.**—Subject to subsection (b), a cov-
4 ered official may—

5 “(1) carry out a covered procurement action;
6 and

7 “(2) notwithstanding any other provision of
8 law, limit, in whole or in part, the disclosure of in-
9 formation relating to the basis for carrying out a
10 covered procurement action.

11 “(b) **DETERMINATION AND NOTIFICATION.**—Before
12 exercising the authority under subsection (a), a covered
13 official shall—

14 “(1) obtain a joint recommendation by the Dep-
15 uty Secretary of Energy and the Chief Information
16 Officer of the Department of Energy, on the basis
17 of a risk assessment conducted by the Office of In-
18 telligence and Counterintelligence of the Department
19 of Energy, that there is a significant supply chain
20 risk to a covered system;

21 “(2) make a determination in writing, with the
22 concurrence of the Deputy Secretary of Energy,
23 that—

24 “(A) carrying out a covered procurement
25 action under subsection (a)(1) is necessary to

1 protect national security by reducing supply
2 chain risk;

3 “(B) less intrusive measures are not rea-
4 sonably available to reduce such supply chain
5 risk; and

6 “(C) if the covered official plans to limit
7 disclosure of information under subsection
8 (a)(2), the risk to national security that may
9 result from the disclosure of such information is
10 greater than such risk that may result from not
11 disclosing such information; and

12 “(3) submit to the congressional defense com-
13 mittees, the Committee on Energy and Natural Re-
14 sources of the Senate, and the Committee on Energy
15 and Commerce of the House of Representatives writ-
16 ten notification of—

17 “(A) the joint recommendation under para-
18 graph (1), including a summary of the risk as-
19 sessment by the Office of Intelligence and
20 Counterintelligence that serves as the basis for
21 such joint recommendation;

22 “(B) the determination under paragraph
23 (2), including—

24 “(i) a summary of the basis for such
25 determination; and

1 “(ii) a discussion of the less intrusive
2 measures that were considered under sub-
3 paragraph (B) of such paragraph and the
4 reason that the official determined such
5 measures to not be reasonably available;
6 and

7 “(C) the information required by section
8 2304(f)(3) of title 10, United States Code.

9 “(c) LIMITATION ON DISCLOSURE.—If a covered offi-
10 cial exercises the authority under subsection (a), the cov-
11 ered official shall—

12 “(1) notify appropriate parties of the covered
13 procurement action and the basis for such action
14 only to the extent necessary to carry out the covered
15 procurement action;

16 “(2) notify other elements of the Department of
17 Energy or other departments or agencies of the
18 United States that are responsible for procurement
19 that may be subject to the same or similar supply
20 chain risk of the covered procurement action, con-
21 sistent with the requirements of national security;
22 and

23 “(3) ensure the confidentiality of any notifica-
24 tion made under paragraph (1) or (2).

1 “(d) DELEGATION.—A covered official may not dele-
2 gate the authority provided under this section to an offi-
3 cial of the Department of Energy below the level of the
4 Deputy Assistant Secretary of Energy.

5 “(e) DEFINITIONS.—In this section:

6 “(1) The term ‘covered item of supply’ means
7 an item that is purchased for inclusion in a covered
8 system, and the loss of integrity of which could re-
9 sult in a supply chain risk for a covered system.

10 “(2) The term ‘covered official’ means any of
11 the following:

12 “(A) The Under Secretary of Energy.

13 “(B) The Under Secretary of Energy for
14 Science.

15 “(C) The Administrator for Nuclear Secu-
16 rity.

17 “(D) The Administrator of the Energy In-
18 formation Administration.

19 “(E) The Administrator of the Bonneville
20 Power Administration.

21 “(F) The Administrator of the South-
22 eastern Power Administration.

23 “(G) The Administrator of the South-
24 western Power Administration.

1 “(H) The Administrator of the Western
2 Area Power Administration.

3 “(I) The Chief Information Officer of the
4 Department of Energy.

5 “(3) The term ‘covered procurement’ means—

6 “(A) a source selection for a covered sys-
7 tem or a covered item of supply involving either
8 a performance specification, as described in
9 paragraph (1)(C)(ii) of section 2305(a) of title
10 10, United States Code, or an evaluation factor,
11 as described in paragraph (2)(A) of such sec-
12 tion, relating to supply chain risk;

13 “(B) the consideration of proposals for and
14 issuance of a task or delivery order for a cov-
15 ered system or a covered item of supply if the
16 task or delivery order contract concerned in-
17 cludes a contract clause establishing a require-
18 ment relating to supply chain risk; or

19 “(C) any contract action involving a con-
20 tract for a covered system or a covered item of
21 supply if such contract includes a clause estab-
22 lishing requirements relating to supply chain
23 risk.

24 “(4) The term ‘covered procurement action’
25 means, with respect to an action that occurs in the

1 course of conducting a covered procurement, any of
2 the following:

3 “(A) The exclusion of a source that fails to
4 meet qualification standards established in ac-
5 cordance with the requirements of section 2319
6 of title 10, United States Code, for the purpose
7 of reducing supply chain risk in the acquisition
8 of covered systems.

9 “(B) The exclusion of a source that fails to
10 achieve an acceptable rating with respect to an
11 evaluation factor providing for the consideration
12 of supply chain risk in the evaluation of pro-
13 posals for the award of a contract or the
14 issuance of a task or delivery order.

15 “(C) The withholding of consent for a con-
16 tractor to subcontract with a particular source
17 or the direction to a contractor for a covered
18 system to exclude a particular source from con-
19 sideration for a subcontract under the contract.

20 “(5) The term ‘covered system’ means—

21 “(A) nuclear weapons;

22 “(B) components of nuclear weapons;

23 “(C) items associated with the design, de-
24 velopment, production, and maintenance of nu-

1 clear weapons or components of nuclear weap-
2 ons; and

3 “(D) items associated with the surveillance
4 of the nuclear weapon stockpile; and

5 “(E) any national security system (as de-
6 fined in section 3542(b)(2) of title 44, United
7 States Code).

8 “(6) The term ‘supply chain risk’ means the
9 risk that an adversary may sabotage, maliciously in-
10 troduce an unwanted function, or otherwise subvert
11 the design, integrity, manufacturing, production, dis-
12 tribution, installation, operation, or maintenance of
13 a covered system so as to surveil, deny, disrupt, or
14 otherwise degrade the function, use, or operation of
15 such system.”.

16 (b) CLERICAL AMENDMENT.—The table of contents
17 at the beginning of such Act is amended by inserting after
18 the item relating to section 4805 the following new item:

“Sec. 4806. Enhanced procurement authority to manage supply chain risk.”.

19 (c) EFFECTIVE DATE.—Section 4806 of the Atomic
20 Energy Defense Act, as added by subsection (a), shall
21 apply with respect to—

22 (1) contracts that are awarded on or after the
23 date that is 180 days after the date of the enact-
24 ment of this Act; and

1 (2) task and delivery orders that are issued on
2 or after the date that is 180 days after such date
3 of enactment under contracts awarded before, on, or
4 after such date of enactment.

5 **SEC. 3116. LIMITATION ON AVAILABILITY OF FUNDS FOR**
6 **NATIONAL NUCLEAR SECURITY ADMINISTRA-**
7 **TION.**

8 (a) **LIMITATION.**—Except as provided by subsection
9 (c), of the funds authorized to be appropriated by this Act
10 or otherwise made available for fiscal year 2014 for the
11 National Nuclear Security Administration, \$139,500,000
12 may not be obligated or expended until the date on which
13 the Administrator for Nuclear Security submits to the
14 congressional defense committees—

15 (1) a detailed plan to realize the planned effi-
16 ciencies; and

17 (2) written certification that the planned effi-
18 ciencies will be achieved during fiscal year 2014.

19 (b) **UNREALIZED EFFICIENCIES.**—If the Adminis-
20 trator does not submit to the congressional defense com-
21 mittees the matters described in paragraphs (1) and (2)
22 of subsection (a) by the date that is 60 days after the
23 date of the enactment of this Act, the Administrator shall
24 submit to the congressional defense committees a report
25 on—

1 (1) the amount of planned efficiencies that will
2 not be realized during fiscal year 2014; and

3 (2) any effects caused by such unrealized
4 planned efficiencies to the programs funded under
5 the directed stockpile work and nuclear programs ac-
6 counts.

7 (c) EXCEPTION.—The limitation in subsection (a)
8 shall not—

9 (1) apply to funds authorized to be appro-
10 priated for directed stockpile work, nuclear pro-
11 grams, or Naval Reactors; or

12 (2) affect the authority of the Secretary under
13 sections 4702, 4705, and 4711 of the Atomic En-
14 ergy Defense Act (50 U.S.C. 2742, 2745, and
15 2751).

16 (d) PLANNED EFFICIENCIES DEFINED.—In this sec-
17 tion, the term “planned efficiencies” means the
18 \$106,800,000, with respect to directed stockpile work, and
19 \$32,700,000, with respect to nuclear programs, that the
20 Administrator plans to save during fiscal year 2014
21 through management efficiency and workforce restruc-
22 turing reductions, as described in the budget request for
23 fiscal year 2014 that the President submitted to Congress
24 under section 1105(a) of title 31, United States Code.

1 **SEC. 3117. LIMITATION ON AVAILABILITY OF FUNDS FOR**
2 **OFFICE OF THE ADMINISTRATOR.**

3 Of the funds authorized to be appropriated by this
4 Act or otherwise made available for fiscal year 2014 for
5 the Office of the Administrator, not more than 75 percent
6 may be obligated or expended until—

7 (1) the President transmits to Congress the
8 matters required to be transmitted during 2013 and
9 2014 under section 4205(f)(2) of the Atomic Energy
10 Defense Act (50 U.S.C. 2525(f)(2));

11 (2) the President transmits to the congressional
12 defense committees, the Committee on Foreign Rela-
13 tions of the Senate, and the Committee on Foreign
14 Affairs of the House of Representatives the matters
15 required to be transmitted during 2013 and 2014
16 under section 1043 of the National Defense Author-
17 ization Act for Fiscal Year 2012 (Public Law 112–
18 81; 125 Stat. 1576) with respect to such matters for
19 which the Secretary of Energy is responsible;

20 (3) the Administrator for Nuclear Security sub-
21 mits to the congressional defense committees, the
22 Committee on Foreign Relations of the Senate, and
23 the Committee on Foreign Affairs of the House of
24 Representatives the reports required to be submitted
25 during 2013 and 2014 under section 3122(b)(1) of
26 the National Defense Authorization Act for Fiscal

1 Year 2012 (Public Law 112–81; 125 Stat. 1710);
2 and

3 (4) the Administrator submits to the congress-
4 sional defense committees—

5 (A) the detailed report on the stockpile
6 stewardship, management, and infrastructure
7 plan required to be submitted during 2013
8 under paragraph (2) of section 4203(b) of the
9 Atomic Energy Defense Act (50 U.S.C.
10 2523(b)(2)); and

11 (B) the summary of the plan required to
12 be submitted during 2014 under paragraph (1)
13 of such section.

14 **SEC. 3118. LIMITATION ON AVAILABILITY OF FUNDS FOR**
15 **GLOBAL THREAT REDUCTION INITIATIVE.**

16 (a) SENSE OF CONGRESS.—It is the sense of Con-
17 gress that, particularly in the current constrained budget
18 environment, the National Nuclear Security Administra-
19 tion should—

20 (1) prioritize its primary mission of sustaining
21 and modernizing the nuclear weapons stockpile; and

22 (2) shift funding from secondary missions if re-
23 quired to ensure critical nuclear weapons moderniza-
24 tion programs stay on schedule and deliver nuclear

1 warheads needed to support the military require-
2 ments of the United States.

3 (b) LIMITATION.—Of the funds authorized to be ap-
4 propriated by this Act or otherwise made available for fis-
5 cal year 2014 for the Global Threat Reduction Initiative
6 of the National Nuclear Security Administration, not more
7 than 80 percent may be obligated or expended unless, by
8 not later than 60 days after the date of the enactment
9 of this Act, the Administrator for Nuclear Security cer-
10 tifies to the congressional defense committees that the
11 B61 life extension program will deliver a first production
12 unit in fiscal year 2019.

13 (c) EXCEPTION.—The limitation in subsection (b)
14 shall not affect the authority of the Secretary under Sec-
15 tion 4702 of the AEDA (50 U.S.C. 2742).

16 **SEC. 3119. ESTABLISHMENT OF CENTER FOR SECURITY**
17 **TECHNOLOGY, ANALYSIS, TESTING, AND RE-**
18 **SPONSE.**

19 (a) ESTABLISHMENT.—The Administrator for Nu-
20 clear Security shall establish within the nuclear security
21 enterprise (as defined in section 4002(5) of the Atomic
22 Energy Defense Act (50 U.S.C. 2501(5)) a Center for Se-
23 curity Technology, Analysis, Testing, and Response.

24 (b) DUTIES.—The center established under sub-
25 section (a) shall carry out the following:

1 (1) Provide to the Administrator, the Chief of
2 Defense Nuclear Security, and the management and
3 operating contractors of the nuclear security enter-
4 prise a wide range of objective expertise on security
5 technologies, systems, analysis, testing, and response
6 forces.

7 (2) Assist the Administrator in developing
8 standards, requirements, analysis methods, and test-
9 ing criteria with respect to security.

10 (3) Collect, analyze, and distribute lessons
11 learned with respect to security.

12 (4) Support inspections and oversight activities
13 with respect to security.

14 (5) Promote professional development and
15 training for security professionals.

16 (6) Provide for advance and bulk procurement
17 for security-related acquisitions that affect multiple
18 facilities of the nuclear security enterprise.

19 (7) Advocate for continual improvement and se-
20 curity excellence throughout the nuclear security en-
21 terprise.

22 **SEC. 3120. COST-BENEFIT ANALYSES FOR COMPETITION OF**
23 **MANAGEMENT AND OPERATING CONTRACTS.**

24 (a) BID PROTEST.—Subsection (a) of section 3121
25 of the National Authorization Act for Fiscal Year 2013

1 (Public Law 112–239; 126 Stat. 2175) is amended by in-
2 serting “or the date on which a protest with respect to
3 such a contract is resolved” before the period at the end.

4 (b) EXPECTED COST SAVINGS.—Subsection (b)(1) of
5 such section is amended by inserting “, including a de-
6 scription of the assumptions used and analysis conducted
7 to determine such expected cost savings” before the semi-
8 colon.

9 (c) NAVAL REACTORS.—Subsection (d) of such sec-
10 tion is amended by adding at the end the following new
11 paragraph:

12 “(3) NAVAL REACTORS.—The requirement for
13 reports under subsection (a) shall not apply with re-
14 spect to a management and operations contract for
15 a Naval Reactor facility.”.

16 **SEC. 3121. W88-1 WARHEAD AND W78-1 WARHEAD LIFE EX-**
17 **TENSION OPTIONS.**

18 In carrying out Phase 6.2 and Phase 6.2A of the
19 Joint W78/88–1 Warhead Life Extension Program, the
20 Secretary of Defense and the Secretary of Energy, acting
21 through the Nuclear Weapons Council established by sec-
22 tion 179 of title 10, United States Code, shall include dur-
23 ing such phases a full analysis of feasibility, design defini-
24 tion, and cost estimation for each of the following life ex-
25 tension options:

1 (1) A separate life extension option to produce
2 a W78–1 warhead.

3 (2) A separate life extension option to produce
4 a W88–1 warhead.

5 (3) An interoperable W78/88–1 life extension
6 option.

7 (4) Any other option that the Nuclear Weapons
8 Council considers appropriate.

9 **SEC. 3122. EXTENSION OF PRINCIPLES OF PILOT PROGRAM**
10 **TO ADDITIONAL FACILITIES OF THE NU-**
11 **CLEAR SECURITY ENTERPRISE.**

12 (a) FINDINGS.—Congress finds the following:

13 (1) In April 2006, the Administrator for Nu-
14 clear Security initiated a pilot program to improve
15 and streamline oversight of the Kansas City Plant of
16 the National Nuclear Security Administration.

17 (2) In a memorandum initiating the pilot, the
18 Administrator cited slow progress in implementing
19 previous efforts to streamline such oversight, saying
20 that such slow progress “is a reflection of excessive
21 risk aversion”.

22 (3) The pilot program shifted away from reli-
23 ance on directives of the Department of Energy and
24 toward third-party certification and industrial stand-
25 ards whenever possible—but the pilot program spe-

1 cifically exempted certain high-hazard operations
2 from its scope.

3 (4) An independent assessment conducted one
4 year after initiation of the pilot found approximately
5 \$14,000,000 had been saved in fiscal year 2007 be-
6 cause of the pilot program.

7 (5) The independent assessment found that
8 “the replacement of Department of Energy prescrip-
9 tive requirements with site specific standards and
10 operating systems was observed to be a significant
11 cost reduction driver * * * in several business areas,
12 this reduction was accomplished by moving toward
13 the use of metrics and benchmarks rather than
14 transactional oversight.”.

15 (6) The independent assessment further found
16 that “no immediate or negative impacts were ob-
17 served as a result” of the pilot program and that
18 “the lessons learned at [the Kansas City Plant] can
19 and should be applied at other NNSA and DOE
20 sites”, while acknowledging that application of such
21 lessons would be limited by the presence of high-
22 risk, high-hazard activities at such locations.

23 (7) The independent assessment concluded, “it
24 is our opinion that these elements can be encouraged
25 and developed over time at each NNSA facility, sub-

1 ject to the limitations made necessary by the nature
2 of the site.”.

3 (b) EXTENSION OF POLICIES.—

4 (1) IN GENERAL.—Except as provided by para-
5 graph (2), the Administrator for Nuclear Security
6 shall—

7 (A) ensure that the principles of the pilot
8 program are permanently implemented at the
9 Kansas City Plant of the National Nuclear Se-
10 curity Administration; and

11 (B) in accordance with paragraph (3), ex-
12 tend such principles of the pilot program, with
13 modifications as the Administrator determines
14 appropriate, to not less than two additional fa-
15 cilities of the nuclear security enterprise (as de-
16 fined in section 4002(5) of the Atomic Energy
17 Defense Act (50 U.S.C. 2501(5)), with such
18 principles commencing at each facility not later
19 than one year after the date of the enactment
20 of this Act.

21 (2) EXEMPTION.—In carrying out the extension
22 of the principles of the pilot program pursuant to
23 subparagraph (A) and (B) of paragraph (1), the Ad-
24 ministrator—

1 (A) may exempt high-hazard or high-risk
2 activities from such extension;

3 (B) shall exempt nuclear operations from
4 such extension; and

5 (C) shall focus the initial extension of such
6 principles on low-risk, high-reward initiatives.

7 (3) IMPLEMENTATION.—

8 (A) In extending the principles of the pilot
9 program to not less than two facilities under
10 paragraph (1)(B), the Administrator shall cer-
11 tify to the appropriate congressional committees
12 that—

13 (i) the management and operating
14 contractor for such a facility has suffi-
15 ciently mature processes, as well as high
16 performance, to enable the extension with-
17 out undue risk; and

18 (ii) Federal oversight mechanisms are
19 in place and sufficiently mature to enable
20 the extension without undue risk.

21 (B) If the Administrator cannot make a
22 certification under subparagraph (A) with re-
23 spect to a facility—

24 (i) the Administrator shall delay the
25 extension of the principles of the pilot pro-

1 gram to such facility until the date on
2 which the Administrator makes such cer-
3 tification; and

4 (ii) not later than one year after the
5 date of the enactment of this Act, the Ad-
6 ministrator shall submit to the appropriate
7 congressional committees a report regard-
8 ing—

9 (I) the improvements to proc-
10 esses, procedures, and performance
11 that are required to make such certifi-
12 cation;

13 (II) a plan with respect to the ac-
14 tivities that the Administrator will
15 carry out to make such improvements;
16 and

17 (III) the date by which the Ad-
18 ministrator expects to make such cer-
19 tification and extend the principles of
20 the pilot program.

21 (4) DEFINITIONS.—In this subsection:

22 (A) The term “appropriate congressional
23 committees” means the following:

24 (i) The congressional defense commit-
25 tees.

1 (ii) The Committee on Energy and
2 Natural Resources of the Senate and the
3 Committee on Energy and Commerce of
4 the House of Representatives.

5 (B) The term “principles of the pilot pro-
6 gram” means the principles regarding the use
7 of third-party certification, industrial standards,
8 best business practices, and verification of in-
9 ternal procedures and performance to improve
10 and streamline oversight, as demonstrated in
11 the pilot program at the Kansas City Plant of
12 the Administration described in subsection
13 (a)(1).

14 **SEC. 3123. EXTENSION OF AUTHORITY OF SECRETARY OF**
15 **ENERGY TO ENTER INTO TRANSACTIONS TO**
16 **CARRY OUT CERTAIN RESEARCH PROJECTS.**

17 Section 646(g)(10) of the Department of Energy Or-
18 ganization Act (42 U.S.C. 7256(g)(10)) is amended by
19 striking “September 30, 2015” and inserting “September
20 30, 2020”.

Subtitle C—Reports

1 **Subtitle C—Reports**
2 **SEC. 3131. ANNUAL REPORT AND CERTIFICATION ON STA-**
3 **TUS OF THE SECURITY OF THE NUCLEAR SE-**
4 **CURITY ENTERPRISE.**

5 (a) IN GENERAL.—Section 4506 of the Atomic En-
6 ergy Defense Act (50 U.S.C. 2657) is amended to read
7 as follows:

8 **“SEC. 4506. ANNUAL REPORT AND CERTIFICATION ON STA-**
9 **TUS OF THE SECURITY OF THE NUCLEAR SE-**
10 **CURITY ENTERPRISE.**

11 “Not later than September 30 of each year, the Ad-
12 ministrator shall submit to the Secretary of Energy and
13 to the congressional defense committees—

14 “(1) a report detailing the status of the security
15 of the nuclear security enterprise, including the sta-
16 tus of the security of special nuclear material, nu-
17 clear weapons, and classified information at each nu-
18 clear weapons production facility and national secu-
19 rity laboratory; and

20 “(2) written certification that the special nu-
21 clear material, nuclear weapons, and classified infor-
22 mation in the custody of the Administration are se-
23 cure.”.

24 (b) CLERICAL AMENDMENT.—The table of contents
25 at the beginning of such Act is amended by striking the

1 item relating to section 4506 and inserting the following
2 new item:

“Sec. 4506. Annual report and certification on status of the security of the nuclear security enterprise.”.

3 **SEC. 3132. MODIFICATIONS TO ANNUAL REPORTS REGARD-**
4 **ING THE CONDITION OF THE NUCLEAR WEAP-**
5 **ONS STOCKPILE.**

6 (a) REPORT ON ASSESSMENTS.—Subsection (e) of
7 section 4205 of the Atomic Energy Defense Act (50
8 U.S.C. 2525) is amended—

9 (1) in paragraph (3)—

10 (A) in subparagraph (C), by striking “;
11 and” and inserting a semicolon;

12 (B) in subparagraph (D), by striking the
13 period at the end and inserting “; and”; and

14 (C) by adding at the end the following new
15 subparagraph:

16 “(E) a concise summary of any significant
17 finding investigations initiated or active during
18 the previous year for which the head of the na-
19 tional security laboratory has full or partial re-
20 sponsibility.”; and

21 (2) by amending paragraph (4) to read as fol-
22 lows:

1 “(4) In the case of a report submitted by the
2 Commander of the United States Strategic Com-
3 mand—

4 “(A) a discussion of the relative merits of
5 other nuclear weapon types (if any), or compen-
6 satory measures (if any) that could be taken,
7 that could enable accomplishment of the mis-
8 sions of the nuclear weapon types to which the
9 assessments relate, should such assessments
10 identify any deficiency with respect to such nu-
11 clear weapon types; and

12 “(B) a summary of all major assembly re-
13 leases in place as of the date of the report for
14 the active and inactive nuclear weapon stock-
15 piles.”.

16 (b) REPORTS SUBMITTED TO THE PRESIDENT AND
17 CONGRESS.—Subsection (f) of such section is amended by
18 adding at the end the following new paragraph:

19 “(3) If the President does not forward to Congress
20 the matters required under paragraph (2) by the date re-
21 quired under such paragraph, each official specified in
22 subsection (b) shall submit to the congressional defense
23 committees the report, without change, that the official
24 submitted to the Secretary concerned under subsection
25 (e).”.

1 **SEC. 3133. REPEAL OF CERTAIN REPORTING REQUIRE-**
2 **MENTS.**

3 (a) REPORT ON COUNTERINTELLIGENCE AND SECUR-
4 RITY PRACTICES AT NATIONAL LABORATORIES.—

5 (1) IN GENERAL.—Section 4507 of the Atomic
6 Energy Defense Act (50 U.S.C. 2658) is repealed.

7 (2) CLERICAL AMENDMENT.—The table of con-
8 tents at the beginning of the Atomic Energy Defense
9 Act is amended by striking the item relating to sec-
10 tion 4507.

11 (b) REPORTS ON ADVANCED SUPERCOMPUTER
12 SALES TO CERTAIN FOREIGN NATIONS.—Section 3157 of
13 the National Defense Authorization Act for Fiscal Year
14 1998 (Public Law 105–85; 50 U.S.C. App. 2404 note) is
15 repealed.

16 **Subtitle D—Other Matters**

17 **SEC. 3141. CONGRESSIONAL ADVISORY PANEL ON THE GOV-**
18 **ERNANCE OF THE NUCLEAR SECURITY EN-**
19 **TERPRISE.**

20 Section 3166 of the National Defense Authorization
21 Act for Fiscal Year 2013 (Public Law 112–239; 126 Stat.
22 2208) is amended—

23 (1) in subsection (d)—

24 (A) in paragraph (1), by striking “180
25 days after the date of the enactment of this
26 Act” and inserting “October 1, 2013”; and

1 (B) in paragraph (2), by striking “Feb-
2 ruary 1, 2014” and inserting “March 1, 2014”;
3 and

4 (2) by amending subsection (f) to read as fol-
5 lows:

6 “(f) TERMINATION.—

7 “(1) IN GENERAL.—The advisory panel shall
8 terminate not later than September 30, 2014.

9 “(2) FINAL REPORT.—Before terminating, the
10 advisory panel may submit to the officials and com-
11 mittees specified in subsection (d)(1) a final report
12 that includes a summary of the activities and rec-
13 ommendations of the advisory panel and such other
14 matters as the advisory panel considers appro-
15 priate.”.

16 **SEC. 3142. STUDY OF POTENTIAL REUSE OF NUCLEAR**
17 **WEAPON SECONDARIES.**

18 (a) STUDY.—Not later than 60 days after the date
19 of the enactment of this Act, the Administrator for Nu-
20 clear Security shall conduct a study of the potential reuse
21 of nuclear weapon secondaries that includes an assessment
22 of the potential for reusing secondaries in future life ex-
23 tension programs, including—

24 (1) a description of which secondaries could be
25 reused;

1 (2) the number of such secondaries available in
2 the stockpile as of the date of the study; and

3 (3) the number of such secondaries that are
4 planned to be available after such date as a result
5 of the dismantlement of nuclear weapons.

6 (b) MATTERS INCLUDED.—The study under sub-
7 section (a) shall include the following:

8 (1) The feasibility and practicability of potential
9 full or partial reuse options with respect to nuclear
10 weapon secondaries.

11 (2) The benefits and risks of reusing such
12 secondaries.

13 (3) A list of technical challenges that must be
14 resolved to certify aged materials under dynamic
15 loading conditions and the full stockpile-to-target se-
16 quence of weapons, including a program plan and
17 timeline for resolving such technical challenges and
18 an assessment of the importance of resolving out-
19 standing materials issues on certifying aged
20 secondaries.

21 (4) The potential costs and cost savings of such
22 reuse.

23 (5) The effects of such reuse on the require-
24 ments for secondaries manufacturing.

1 (Public Law 112–239; 126 Stat. 2215), is amended in the
2 matter following section 111 by inserting before “a. The
3 Commission” the following: “**Sec. 112. DOMESTIC**
4 **MEDICAL ISOTOPE PRODUCTION.—**”.

5 **SEC. 3145. GOVERNMENT WASTE ISOLATION PILOT PLANT**
6 **EXTENSION.**

7 (a) EXTENSION OF WASTE ISOLATION PILOT PLANT
8 MISSION.—The Secretary of Energy shall manage WIPP
9 in such a way as to include, in addition to the disposal
10 of wastes authorized by section 213 of the Department
11 of Energy National Security and Military Applications of
12 Nuclear Energy Authorization Act of 1980 (Public Law
13 96–164; 93 Stat. 1259, 1265), the transportation and dis-
14 posal of any non-defense Federal Government-owned
15 transuranic waste that can be shown to meet the applica-
16 ble criteria described in the document entitled “Trans-
17 uranic Waste Acceptance Criteria For The Waste Isola-
18 tion Pilot Plant”, published by the Department of Energy
19 on April 21, 2011, or any successor document.

20 (b) DEFINITIONS.—In this section:

21 (1) DISPOSAL; TRANSURANIC WASTE.—The
22 terms “disposal” and “transuranic waste” have the
23 meanings given those terms in section 2 of the
24 Waste Isolation Pilot Plant Land Withdrawal Act
25 (Public Law 102–579; 106 Stat. 4777).

1 (2) WIPP.—The term “WIPP” means the
2 Waste Isolation Pilot Plant project authorized under
3 section 213 of the Department of Energy National
4 Security and Military Applications of Nuclear En-
5 ergy Authorization Act of 1980 (Public Law 96–
6 164; 93 Stat. 1259, 1265).

7 **SEC. 3146. CONVEYANCE OF LAND AT THE HANFORD SITE.**

8 (a) CONVEYANCE REQUIRED.—

9 (1) IN GENERAL.—Not later than 90 days after
10 the date of the enactment of this Act, the Secretary
11 of Energy shall convey, for consideration at the esti-
12 mated fair market value or, in accordance with para-
13 graph (2), below such value, to the Community
14 Reuse Organization of the Hanford Site (in this sec-
15 tion referred to as the “Organization”) all right,
16 title, and interest of the United States in and to the
17 real property, including any improvements thereon,
18 described in paragraph (3).

19 (2) CONSIDERATION.—The Secretary may con-
20 vey real property pursuant to paragraph (1) for con-
21 sideration below the estimated fair market value of
22 the real property, or without consideration, only if
23 the Organization—

24 (A) agrees that the net proceeds from any
25 sale or lease of the real property (or any por-

1 tion thereof) received by the Organization dur-
2 ing at least the seven-year period beginning on
3 the date of such conveyance will be used to sup-
4 port the economic redevelopment of, or related
5 to, the Hanford Site; and

6 (B) executes the agreement for such con-
7 veyance and accepts control of the real property
8 within a reasonable time.

9 (3) REAL PROPERTY DESCRIBED.—The real
10 property described in this paragraph is the real
11 property consisting of two parcels of land of approxi-
12 mately 1,341 acres and 300 acres, respectively, of
13 the Hanford Reservation, as requested by the Com-
14 munity Reuse Organization for the Hanford Site on
15 May 31, 2011, and October 13, 2011, and as de-
16 picted within the proposed boundaries on the map ti-
17 tled “Attachment 2—Revised Map” included in the
18 letter sent by the Community Reuse Organization
19 for the Hanford Site to the Department of Energy
20 on October 13, 2011.

21 (b) PRIORITY CONSIDERATION.—The Secretary shall
22 actively solicit, and provide priority consideration to, the
23 views of the cities and counties adjacent to the Hanford
24 Site with respect to the development and execution of the
25 Hanford Comprehensive Land Use Plan.

1 **SEC. 3147. MANHATTAN PROJECT NATIONAL HISTORICAL**
2 **PARK.**

3 (a) **PURPOSES.**—The purposes of this section are—

4 (1) to preserve and protect for the benefit of
5 present and future generations the nationally signifi-
6 cant historic resources associated with the Manhat-
7 tan Project and which are under the jurisdiction of
8 the Department of Energy defense environmental
9 cleanup program under this title;

10 (2) to improve public understanding of the
11 Manhattan Project and the legacy of the Manhattan
12 Project through interpretation of the historic re-
13 sources associated with the Manhattan Project;

14 (3) to enhance public access to the Historical
15 Park consistent with protection of public safety, na-
16 tional security, and other aspects of the mission of
17 the Department of Energy; and

18 (4) to assist the Department of Energy, Histor-
19 ical Park communities, historical societies, and other
20 interested organizations and individuals in efforts to
21 preserve and protect the historically significant re-
22 sources associated with the Manhattan Project.

23 (b) **DEFINITIONS.**—In this section:

24 (1) **HISTORICAL PARK.**—The term “Historical
25 Park” means the Manhattan Project National His-
26 torical Park established under subsection (c).

1 (2) MANHATTAN PROJECT.—The term “Man-
2 hattan Project” means the Federal military program
3 to develop an atomic bomb ending on December 31,
4 1946.

5 (3) SECRETARY.—The term “Secretary” means
6 the Secretary of the Interior.

7 (c) ESTABLISHMENT OF MANHATTAN PROJECT NA-
8 TIONAL HISTORICAL PARK.—

9 (1) ESTABLISHMENT.—

10 (A) DATE.—Not later than 1 year after
11 the date of enactment of this section, there
12 shall be established as a unit of the National
13 Park System the Manhattan Project National
14 Historical Park.

15 (B) AREAS INCLUDED.—The Historical
16 Park shall consist of facilities and areas listed
17 under paragraph (2) as determined by the Sec-
18 retary, in consultation with the Secretary of
19 Energy. The Secretary shall include the area
20 referred to in paragraph (2)(C)(i), the B Reac-
21 tor National Historic Landmark, in the Histor-
22 ical Park.

23 (2) ELIGIBLE AREAS.—The Historical Park
24 may only be comprised of one or more of the fol-
25 lowing areas, or portions of the areas, as generally

1 depicted in the map titled “Manhattan Project Na-
2 tional Historical Park Sites”, numbered 540/
3 108,834–C, and dated September 2012:

4 (A) OAK RIDGE, TENNESSEE.—Facilities,
5 land, or interests in land that are—

6 (i) at Buildings 9204–3 and 9731 at
7 the Department of Energy Y–12 National
8 Security Complex;

9 (ii) at the X–10 Graphite Reactor at
10 the Department of Energy Oak Ridge Na-
11 tional Laboratory;

12 (iii) at the K–25 Building site at the
13 Department of Energy East Tennessee
14 Technology Park; and

15 (iv) at the former Guest House lo-
16 cated at 210 East Madison Road.

17 (B) LOS ALAMOS, NEW MEXICO.—Facili-
18 ties, land, or interests in land that are—

19 (i) in the Los Alamos Scientific Lab-
20 oratory National Historic Landmark Dis-
21 trict, or any addition to the Landmark
22 District proposed in the National Historic
23 Landmark Nomination—Los Alamos Sci-
24 entific Laboratory (LASL) NHL District
25 (Working Draft of NHL Revision), Los Al-

1 amos National Laboratory document LA-
2 UR 12-00387 (January 26, 2012);

3 (ii) at the former East Cafeteria lo-
4 cated at 1670 Nectar Street; and

5 (iii) at the former dormitory located
6 at 1725 17th Street.

7 (C) HANFORD, WASHINGTON.—Facilities,
8 land, or interests in land on the Department of
9 Energy Hanford Nuclear Reservation that
10 are—

11 (i) the B Reactor National Historic
12 Landmark;

13 (ii) the Hanford High School in the
14 town of Hanford and Hanford Construc-
15 tion Camp Historic District;

16 (iii) the White Bluffs Bank building
17 in the White Bluffs Historic District;

18 (iv) the warehouse at the
19 Bruggemann's Agricultural Complex;

20 (v) the Hanford Irrigation District
21 Pump House; and

22 (vi) the T Plant (221-T Process
23 Building).

1 (3) WRITTEN CONSENT OF OWNER.—No non-
2 Federal property may be included in the Historical
3 Park without the written consent of the owner.

4 (d) AGREEMENT.—

5 (1) IN GENERAL.—Not later than 1 year after
6 the date of enactment of this section, the Secretary
7 and the Secretary of Energy (acting through the
8 Oak Ridge, Los Alamos, and Richland site offices)
9 shall enter into an agreement governing the respec-
10 tive roles of the Secretary and the Secretary of En-
11 ergy in administering the facilities, land, or interests
12 in land under the administrative jurisdiction of the
13 Department of Energy that is to be included in the
14 Historical Park under subsection (c)(2), including
15 provisions for enhanced public access, management,
16 interpretation, and historic preservation.

17 (2) RESPONSIBILITIES OF THE SECRETARY.—
18 Any agreement under paragraph (1) shall provide
19 that the Secretary shall—

20 (A) have decisionmaking authority for the
21 content of historic interpretation of the Man-
22 hattan Project for purposes of administering
23 the Historical Park; and

24 (B) ensure that the agreement provides an
25 appropriate advisory role for the National Park

1 Service in preserving the historic resources cov-
2 ered by the agreement.

3 (3) RESPONSIBILITIES OF THE SECRETARY OF
4 ENERGY.—Any agreement under paragraph (1) shall
5 provide that the Secretary of Energy—

6 (A) shall ensure that the agreement appro-
7 priately protects public safety, national security,
8 and other aspects of the ongoing mission of the
9 Department of Energy at the Oak Ridge Res-
10 ervation, Los Alamos National Laboratory, and
11 Hanford Site;

12 (B) may consult with and provide histor-
13 ical information to the Secretary concerning the
14 Manhattan Project;

15 (C) shall retain responsibility, in accord-
16 ance with applicable law, for any environmental
17 remediation that may be necessary in or around
18 the facilities, land, or interests in land governed
19 by the agreement; and

20 (D) shall retain authority and legal obliga-
21 tions for historic preservation and general
22 maintenance, including to ensure safe access, in
23 connection with the Department's Manhattan
24 Project resources.

1 (4) AMENDMENTS.—The agreement under
2 paragraph (1) may be amended, including to add to
3 the Historical Park facilities, land, or interests in
4 land within the eligible areas described in subsection
5 (c)(2) that are under the jurisdiction of the Sec-
6 retary of Energy.

7 (e) PUBLIC PARTICIPATION.—

8 (1) IN GENERAL.—The Secretary shall consult
9 with interested State, county, and local officials, or-
10 ganizations, and interested members of the public—

11 (A) before executing any agreement under
12 subsection (d); and

13 (B) in the development of the general man-
14 agement plan under subsection (f)(2).

15 (2) NOTICE OF DETERMINATION.—Not later
16 than 30 days after the date on which an agreement
17 under subsection (d) is entered into, the Secretary
18 shall publish in the Federal Register notice of the
19 establishment of the Historical Park, including an
20 official boundary map.

21 (3) AVAILABILITY OF MAP.—The official bound-
22 ary map published under paragraph (2) shall be on
23 file and available for public inspection in the appro-
24 priate offices of the National Park Service. The map
25 shall be updated to reflect any additions to the His-

1 torical Park from eligible areas described in sub-
2 section (c)(2).

3 (4) ADDITIONS.—Any land, interest in land, or
4 facility within the eligible areas described in sub-
5 section (c)(2) that is acquired by the Secretary or
6 included in an amendment to the agreement under
7 subsection (d)(4) shall be added to the Historical
8 Park.

9 (f) ADMINISTRATION.—

10 (1) IN GENERAL.—The Secretary shall admin-
11 ister the Historical Park in accordance with—

12 (A) this section; and

13 (B) the laws generally applicable to units
14 of the National Park System, including—

15 (i) the National Park System Organic
16 Act (16 U.S.C. 1 et seq.); and

17 (ii) the Act of August 21, 1935 (16
18 U.S.C. 461 et seq.).

19 (2) GENERAL MANAGEMENT PLAN.—Not later
20 than 3 years after the date on which funds are made
21 available to carry out this subsection, the Secretary,
22 with the concurrence of the Secretary of Energy,
23 and in consultation and collaboration with the Oak
24 Ridge, Los Alamos and Richland Department of En-
25 ergy site offices, shall complete a general manage-

1 ment plan for the Historical Park in accordance
2 with section 12(b) of Public Law 91-383 (commonly
3 known as the National Park Service General Au-
4 thorities Act; 16 U.S.C. 1a-7(b)).

5 (3) INTERPRETIVE TOURS.—The Secretary
6 may, subject to applicable law, provide interpretive
7 tours of historically significant Manhattan Project
8 sites and resources in the States of Tennessee, New
9 Mexico, and Washington that are located outside the
10 boundary of the Historical Park.

11 (4) LAND ACQUISITION.—

12 (A) IN GENERAL.—The Secretary may ac-
13 quire land and interests in land within the eligi-
14 ble areas described in subsection (c)(2) by—

15 (i) transfer of administrative jurisdic-
16 tion from the Department of Energy by
17 agreement between the Secretary and the
18 Secretary of Energy;

19 (ii) donation; or

20 (iii) exchange.

21 (B) NO USE OF CONDEMNATION.—The
22 Secretary may not acquire by condemnation any
23 land or interest in land under this section or for
24 the purposes of this section.

25 (5) DONATIONS; COOPERATIVE AGREEMENTS.—

1 (A) FEDERAL FACILITIES.—

2 (i) IN GENERAL.—The Secretary may
3 enter into one or more agreements with the
4 head of a Federal agency to provide public
5 access to, and management, interpretation,
6 and historic preservation of, historically
7 significant Manhattan Project resources
8 under the jurisdiction or control of the
9 Federal agency.

10 (ii) DONATIONS; COOPERATIVE
11 AGREEMENTS.—The Secretary may accept
12 donations from, and enter into cooperative
13 agreements with, State governments, units
14 of local government, tribal governments,
15 organizations, or individuals to further the
16 purpose of an interagency agreement en-
17 tered into under clause (i) or to provide
18 visitor services and administrative facilities
19 within reasonable proximity to the Histor-
20 ical Park.

21 (B) TECHNICAL ASSISTANCE.—The Sec-
22 retary may provide technical assistance to
23 State, local, or tribal governments, organiza-
24 tions, or individuals for the management, inter-
25 pretation, and historic preservation of histori-

1 cally significant Manhattan Project resources
2 not included within the Historical Park.

3 (C) DONATIONS TO DEPARTMENT OF EN-
4 ERGY.—For the purposes of this section, or for
5 the purpose of preserving and providing access
6 to historically significant Manhattan Project re-
7 sources, the Secretary of Energy may accept,
8 hold, administer, and use gifts, bequests, and
9 devises (including labor and services).

10 (g) CLARIFICATION.—

11 (1) NO BUFFER ZONE CREATED.—Nothing in
12 this section, the establishment of the Historical
13 Park, or the management plan for the Historical
14 Park shall be construed to create buffer zones out-
15 side of the Historical Park. That an activity can be
16 seen and heard from within the Historical Park shall
17 not preclude the conduct of that activity or use out-
18 side the Historical Park.

19 (2) NO CAUSE OF ACTION.—Nothing in this
20 section shall constitute a cause of action with re-
21 spect to activities outside or adjacent to the estab-
22 lished boundary of the Historical Park.

1 **TITLE XXXII—DEFENSE NU-**
2 **CLEAR FACILITIES SAFETY**
3 **BOARD**

4 **SEC. 3201. AUTHORIZATION.**

5 There is authorized to be appropriated for fiscal year
6 2014 \$29,915,000 for the operation of the Defense Nu-
7 clear Facilities Safety Board under chapter 21 of the
8 Atomic Energy Act of 1954 (42 U.S.C. 2286 et seq.).

9 **SEC. 3202. IMPROVEMENTS TO THE DEFENSE NUCLEAR FA-**
10 **CILITIES SAFETY BOARD.**

11 (a) COST-BENEFIT ANALYSIS.—Subsection (a) of sec-
12 tion 315 of the Atomic Energy Act of 1954 (42 U.S.C.
13 2286d(a)) is amended—

14 (1) by redesignating paragraph (3) as para-
15 graph (4); and

16 (2) by inserting after paragraph (2) the fol-
17 lowing new paragraph (3):

18 “(3) The Secretary may request an analysis from the
19 Board regarding the costs and benefits of any draft or
20 final recommendation. If the Secretary requests such an
21 analysis, the Board shall transmit to the Secretary such
22 analysis by not later than 30 days after the date of the
23 request. The Board shall make such analysis available to
24 the public when the associated recommendation is made
25 available to the public under subsection (b) or promptly

1 thereafter. Additionally, if the Secretary requests such an
2 analysis, the Secretary shall conduct an analysis of the
3 costs and benefits of the recommendation and make such
4 analysis available to the public together with the response
5 of the Secretary to the Board under subsection (c).”.

6 (b) RECOMMENDATIONS.—Paragraph (5) of section
7 312(b) of such Act (42 U.S.C. 2286a(b)(5)) is amended
8 to read as follows:

9 “(5) RECOMMENDATIONS.—The Board shall
10 make such recommendations to the Secretary of En-
11 ergy with respect to Department of Energy defense
12 nuclear facilities, including operations of such facili-
13 ties, standards, and research needs, as the Board
14 determines are necessary to ensure adequate protec-
15 tion of public health and safety. In making its rec-
16 ommendations, the Board shall—

17 “(A) use rigorous, quantitative analysis;

18 “(B) specifically assess risk (whenever suf-
19 ficient data exists);

20 “(C) specifically assess the use of various
21 administrative, passive, and engineered controls
22 for implementing the recommended measures;
23 and

1 “(D) specifically assess the technical and
2 economic feasibility of implementing the rec-
3 ommended measures.”.

4 **TITLE XXXIV—NAVAL**
5 **PETROLEUM RESERVES**

6 **SEC. 3401. AUTHORIZATION OF APPROPRIATIONS.**

7 (a) AMOUNT.—There are hereby authorized to be ap-
8 propriated to the Secretary of Energy \$20,000,000 for fis-
9 cal year 2014 for the purpose of carrying out activities
10 under chapter 641 of title 10, United States Code, relating
11 to the naval petroleum reserves.

12 (b) PERIOD OF AVAILABILITY.—Funds appropriated
13 pursuant to the authorization of appropriations in sub-
14 section (a) shall remain available until expended.

15 **TITLE XXXV—MARITIME**
16 **ADMINISTRATION**

17 **SEC. 3501. AUTHORIZATION OF APPROPRIATIONS FOR NA-**
18 **TIONAL SECURITY ASPECTS OF THE MER-**
19 **CHANT MARINE FOR FISCAL YEAR 2014.**

20 Funds are hereby authorized to be appropriated for
21 fiscal year 2014, to be available without fiscal year limita-
22 tion if so provided in appropriations Acts, for the use of
23 the Department of Transportation for Maritime Adminis-
24 tration programs associated with maintaining national se-
25 curity aspects of the merchant marine, as follows:

1 (1) For expenses necessary for operations of the
2 United States Merchant Marine Academy,
3 \$81,268,000, of which—

4 (A) \$67,268,000 shall remain available
5 until expended for Academy operations; and

6 (B) \$14,000,000 shall remain available
7 until expended for capital asset management at
8 the Academy.

9 (2) For expenses necessary to support the State
10 maritime academies, \$17,100,000, of which—

11 (A) \$2,400,000 shall remain available until
12 expended for student incentive payments;

13 (B) \$3,600,000 shall remain available until
14 expended for direct payments to such acad-
15 emies; and

16 (C) \$11,100,000 shall remain available
17 until expended for maintenance and repair of
18 State maritime academy training vessels.

19 (3) For expenses necessary to dispose of vessels
20 in the National Defense Reserve Fleet, \$2,000,000,
21 to remain available until expended.

22 (4) For expenses to maintain and preserve a
23 United States-flag merchant marine to serve the na-
24 tional security needs of the United States under

1 chapter 531 of title 46, United States Code,
2 \$183,000,000.

3 (5) For the cost (as defined in section 502(5)
4 of the Federal Credit Reform Act of 1990 (2 U.S.C.
5 661a(5)) of loan guarantees under the program au-
6 thorized by chapter 537 of title 46, United States
7 Code, \$72,655,000, of which \$2,655,000 shall re-
8 main available until expended for administrative ex-
9 penses of the program.

10 **SEC. 3502. 5-YEAR REAUTHORIZATION OF VESSEL WAR**
11 **RISK INSURANCE PROGRAM.**

12 Section 53912 of title 46, United States Code, is
13 amended by striking “December 31, 2015” and inserting
14 “December 31, 2020”.

15 **SEC. 3503. SENSE OF CONGRESS.**

16 (a) FINDINGS.—Congress finds the following:

17 (1) It is in the interest of United States na-
18 tional security that the United States merchant ma-
19 rine, both ships and mariners, serve as a naval auxil-
20 iary in times of war or national emergency.

21 (2) The readiness of the United States mer-
22 chant fleet should be augmented by a Government-
23 owned reserve fleet comprised of ships with national
24 defense features that may not be available imme-
25 diately in sufficient numbers or types in the active

1 United States-owned, United States-flagged, and
2 United States-crewed commercial industry.

3 (3) The Ready Reserve Force of the Maritime
4 Administration, a component of the National De-
5 fense Reserve Fleet, plays an important role in
6 United States national security by providing nec-
7 essary readiness and efficiency in the form of a Gov-
8 ernment-owned sealift fleet.

9 (b) SENSE OF CONGRESS.—It is the sense of Con-
10 gress that—

11 (1) maintaining a United States shipbuilding
12 base is critical to meeting United States national se-
13 curity requirements;

14 (2) it is of vital importance that the Ready Re-
15 serve Force of the Maritime Administration remains
16 capable, modern, and efficient in order to best serve
17 the national security needs of the United States in
18 times of war or national emergency;

19 (3) Federal agencies must consider investment
20 options for replacing aging vessels within the Ready
21 Reserve Force to meet future operational commit-
22 ments;

23 (4) investment in recapitalizing the Ready Re-
24 serve Force may include—

1 (A) construction of dual-use vessels, based
2 on need, for use in the America’s Marine High-
3 way Program of the Department of Transpor-
4 tation, as a recent study performed under a co-
5 operative agreement between the Maritime Ad-
6 ministration and the Navy demonstrated that
7 dual-use vessels transporting domestic freight
8 between United States ports could be called
9 upon to supplement sealift capacity;

10 (B) construction of tanker vessels to meet
11 military transport needs; and

12 (C) construction of vessels for use in trans-
13 porting potential new energy exports; and

14 (5) the Department of Transportation, in con-
15 sultation with the Navy, should pursue the most
16 cost-effective means of recapitalizing the Ready Re-
17 serve Force, including by promoting the building of
18 new vessels that are militarily useful and commer-
19 cially viable.

20 **SEC. 3504. TREATMENT OF FUNDS FOR INTERMODAL**
21 **TRANSPORTATION MARITIME FACILITY,**
22 **PORT OF ANCHORAGE, ALASKA.**

23 Section 10205 of Public Law 109–59 (119 Stat.
24 1934) is amended by striking “shall” and inserting
25 “may”.

1 **SEC. 3505. STRATEGIC SEAPORTS.**

2 (a) PRIORITY.—

3 (1) IN GENERAL.—Under the port infrastruc-
4 ture development program established under section
5 50302(c) of title 46, United States Code, the Mari-
6 time Administrator, in consultation with the Sec-
7 retary of Defense, may give priority to providing
8 funding to strategic seaports in support of national
9 security requirements.

10 (2) STRATEGIC SEAPORT DEFINED.—In this
11 subsection the term “strategic seaport” means a
12 military port or and commercial port that is subject
13 to a port planning order or Basic Ordering Agree-
14 ment (or both) that is projected to be used for the
15 deployment of forces and shipment of ammunition or
16 sustainment supplies in support of military oper-
17 ations.

18 (b) FINANCIAL ASSISTANCE.—Section
19 50302(c)(2)(D) of title 46, United States Code, is amend-
20 ed by inserting “and financial assistance, including
21 grants,” after “technical assistance”.

22 **DIVISION D—FUNDING TABLES**

23 **SEC. 4001. AUTHORIZATION OF AMOUNTS IN FUNDING TA-**
24 **BLES.**

25 (a) IN GENERAL.—Whenever a funding table in this
26 division specifies a dollar amount authorized for a project,

1 program, or activity, the obligation and expenditure of the
2 specified dollar amount for the project, program, or activ-
3 ity is hereby authorized, subject to the availability of ap-
4 propriations.

5 (b) MERIT-BASED DECISIONS.—A decision to com-
6 mit, obligate, or expend funds with or to a specific entity
7 on the basis of a dollar amount authorized pursuant to
8 subsection (a) shall—

9 (1) be based on merit-based selection proce-
10 dures in accordance with the requirements of sec-
11 tions 2304(k) and 2374 of title 10, United States
12 Code, or on competitive procedures; and

13 (2) comply with other applicable provisions of
14 law.

15 (c) RELATIONSHIP TO TRANSFER AND PROGRAM-
16 MING AUTHORITY.—An amount specified in the funding
17 tables in this division may be transferred or repro-
18 grammed under a transfer or reprogramming authority
19 provided by another provision of this Act or by other law.
20 The transfer or reprogramming of an amount specified in
21 such funding tables shall not count against a ceiling on
22 such transfers or reprogrammings under section 1001 or
23 section 1522 of this Act or any other provision of law,
24 unless such transfer or reprogramming would move funds
25 between appropriation accounts.

1 (d) APPLICABILITY TO CLASSIFIED ANNEX.—This
 2 section applies to any classified annex that accompanies
 3 this Act.

4 (e) ORAL AND WRITTEN COMMUNICATIONS.—No
 5 oral or written communication concerning any amount
 6 specified in the funding tables in this division shall super-
 7 sede the requirements of this section.

8 TITLE XLI—PROCUREMENT

9 SEC. 4101. PROCUREMENT.

SEC. 4101. PROCUREMENT (In Thousands of Dollars)			
Line	Item	FY 2014 Request	House Authorized
AIRCRAFT PROCUREMENT, ARMY			
FIXED WING			
001	UTILITY F/W AIRCRAFT	19,730	19,730
002	AERIAL COMMON SENSOR (ACS) (MIP)	142,050	142,050
003	MQ-1 UAV	518,460	518,460
004	RQ-11 (RAVEN)	10,772	10,772
ROTARY			
005	HELICOPTER, LIGHT UTILITY (LUH)	96,227	231,327
	Program increase for additional aircraft		[115,100]
	Program increase for fielding		[20,000]
006	AH-64 APACHE BLOCK IIIA REMAN	608,469	608,469
007	ADVANCE PROCUREMENT (CY)	150,931	150,931
011	UH-60 BLACKHAWK M MODEL (MYP)	1,046,976	1,046,976
012	ADVANCE PROCUREMENT (CY)	116,001	116,001
013	CH-47 HELICOPTER	801,650	801,650
014	ADVANCE PROCUREMENT (CY)	98,376	98,376
MODIFICATION OF AIRCRAFT			
015	MQ-1 PAYLOAD—UAS	97,781	97,781
016	GUARDRAIL MODS (MIP)	10,262	10,262
017	MULTI SENSOR ABN RECON (MIP)	12,467	12,467
018	AH-64 MODS	53,559	53,559
019	CH-47 CARGO HELICOPTER MODS (MYP)	149,764	149,764
020	UTILITY/CARGO AIRPLANE MODS	17,500	17,500
021	UTILITY HELICOPTER MODS	74,095	74,095
022	KIOWA MODS WARRIOR	184,044	184,044
023	NETWORK AND MISSION PLAN	152,569	152,569
024	COMMS, NAV SURVEILLANCE	92,779	92,779
025	GATM ROLLUP	65,613	65,613
026	RQ-7 UAV MODS	121,902	121,902
GROUND SUPPORT AVIONICS			
027	AIRCRAFT SURVIVABILITY EQUIPMENT	47,610	47,610
028	SURVIVABILITY CM	5,700	5,700
029	CMWS	126,869	126,869
OTHER SUPPORT			
030	AVIONICS SUPPORT EQUIPMENT	6,809	6,809
031	COMMON GROUND EQUIPMENT	65,397	65,397
032	AIRCREW INTEGRATED SYSTEMS	45,841	45,841
033	AIR TRAFFIC CONTROL	79,692	79,692
034	INDUSTRIAL FACILITIES	1,615	1,615
035	LAUNCHER, 2.75 ROCKET	2,877	2,877
	TOTAL AIRCRAFT PROCUREMENT, ARMY	5,024,387	5,159,487
MISSILE PROCUREMENT, ARMY			
SURFACE-TO-AIR MISSILE SYSTEM			
002	MSE MISSILE	540,401	540,401
AIR-TO-SURFACE MISSILE SYSTEM			
003	HELLFIRE SYS SUMMARY	4,464	4,464
ANTI-TANK/ASSAULT MISSILE SYS			
004	JAVELIN (AAWS-M) SYSTEM SUMMARY	110,510	110,510

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2014 Request	House Authorized
005	TOW 2 SYSTEM SUMMARY	49,354	49,354
006	ADVANCE PROCUREMENT (CY)	19,965	19,965
007	GUIDED MLRS ROCKET (GMLRS)	237,216	237,216
008	MLRS REDUCED RANGE PRACTICE ROCKETS (RRPR)	19,022	19,022
	MODIFICATIONS		
010	PATRIOT MODS	256,438	256,438
011	STINGER MODS	37,252	37,252
012	ITAS/TOW MODS	20,000	20,000
013	MLRS MODS	11,571	11,571
014	HIMARS MODIFICATIONS	6,105	6,105
	SPARES AND REPAIR PARTS		
015	SPARES AND REPAIR PARTS	11,222	11,222
	SUPPORT EQUIPMENT & FACILITIES		
016	AIR DEFENSE TARGETS	3,530	3,530
017	ITEMS LESS THAN \$5.0M (MISSILES)	1,748	1,748
018	PRODUCTION BASE SUPPORT	5,285	5,285
	TOTAL MISSILE PROCUREMENT, ARMY	1,334,083	1,334,083
	PROCUREMENT OF W&TCV, ARMY		
	TRACKED COMBAT VEHICLES		
001	STRYKER VEHICLE	374,100	374,100
	MODIFICATION OF TRACKED COMBAT VEHICLES		
002	STRYKER (MOD)	20,522	20,522
003	FIST VEHICLE (MOD)	29,965	29,965
004	BRADLEY PROGRAM (MOD)	158,000	158,000
005	HOWITZER, MED SP FT 155MM M109A6 (MOD)	4,769	4,769
006	PALADIN INTEGRATED MANAGEMENT (PIM)	260,177	260,177
007	IMPROVED RECOVERY VEHICLE (M88A2 HERCULES)	111,031	186,031
	Program increase		[75,000]
008	ASSAULT BRIDGE (MOD)	2,500	2,500
009	ASSAULT BREACHER VEHICLE	62,951	93,951
	Program increase		[31,000]
010	M88 FOV MODS	28,469	28,469
011	JOINT ASSAULT BRIDGE	2,002	2,002
012	M1 ABRAMS TANK (MOD)	178,100	178,100
013	ABRAMS UPGRADE PROGRAM	0	168,000
	Program increase		[168,000]
	SUPPORT EQUIPMENT & FACILITIES		
014	PRODUCTION BASE SUPPORT (TCV-WTCV)	1,544	1,544
	WEAPONS & OTHER COMBAT VEHICLES		
015	INTEGRATED AIR BURST WEAPON SYSTEM FAMILY	69,147	8,147
	Funding ahead of need		[-50,000]
	Transfer to PE 64601A per Army's request		[-11,000]
018	MORTAR SYSTEMS	5,310	5,310
019	XM320 GRENADE LAUNCHER MODULE (GLM)	24,049	24,049
021	CARBINE	70,846	48,846
	Funding ahead of need		[-22,000]
023	COMMON REMOTELY OPERATED WEAPONS STATION	56,580	56,580
024	HANDGUN	300	300
	MOD OF WEAPONS AND OTHER COMBAT VEH		
026	M777 MODS	39,300	39,300
027	M4 CARBINE MODS	10,300	10,300
028	M2 50 CAL MACHINE GUN MODS	33,691	33,691
029	M249 SAW MACHINE GUN MODS	7,608	7,608
030	M240 MEDIUM MACHINE GUN MODS	2,719	2,719
031	SNIPER RIFLES MODIFICATIONS	7,017	7,017
032	M119 MODIFICATIONS	18,707	18,707
033	M16 RIFLE MODS	2,136	2,136
034	MODIFICATIONS LESS THAN \$5.0M (WOCV-WTCV)	1,569	1,569
	SUPPORT EQUIPMENT & FACILITIES		
035	ITEMS LESS THAN \$5.0M (WOCV-WTCV)	2,024	2,024
036	PRODUCTION BASE SUPPORT (WOCV-WTCV)	10,108	10,108
037	INDUSTRIAL PREPAREDNESS	459	459
038	SMALL ARMS EQUIPMENT (SOLDIER ENH PROG)	1,267	1,267
	TOTAL PROCUREMENT OF W&TCV, ARMY	1,597,267	1,788,267
	PROCUREMENT OF AMMUNITION, ARMY		
	SMALL/MEDIUM CAL AMMUNITION		
002	CTG, 5.56MM, ALL TYPES	112,167	87,167
	Unit cost efficiencies—Army requested reduction		[-25,000]
003	CTG, 7.62MM, ALL TYPES	58,571	53,571
	Unit cost efficiencies—Army requested reduction		[-5,000]
004	CTG, HANDGUN, ALL TYPES	9,858	9,858
005	CTG, .50 CAL, ALL TYPES	80,037	55,037
	Unit cost efficiencies—Army requested reduction		[-25,000]
007	CTG, 25MM, ALL TYPES	16,496	16,496
008	CTG, 30MM, ALL TYPES	69,533	50,033
	Unit cost efficiencies—Army requested reduction		[-19,500]

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2014 Request	House Authorized
009	CTG, 40MM, ALL TYPES	55,781	55,781
	MORTAR AMMUNITION		
010	60MM MORTAR, ALL TYPES	38,029	38,029
011	81MM MORTAR, ALL TYPES	24,656	24,656
012	120MM MORTAR, ALL TYPES	60,781	60,781
	TANK AMMUNITION		
013	CARTRIDGES, TANK, 105MM AND 120MM, ALL TYPES	121,551	121,551
	ARTILLERY AMMUNITION		
014	ARTILLERY CARTRIDGES, 75MM & 105MM, ALL TYPES	39,825	39,825
015	ARTILLERY PROJECTILE, 155MM, ALL TYPES	37,902	37,902
016	PROJ 155MM EXTENDED RANGE M982	67,896	67,896
017	ARTILLERY PROPELLANTS, FUZES AND PRIMERS, ALL	71,205	71,205
	ROCKETS		
020	SHOULDER LAUNCHED MUNITIONS, ALL TYPES	1,012	1,012
021	ROCKET, HYDRA 70, ALL TYPES	108,476	108,476
	OTHER AMMUNITION		
022	DEMOLITION MUNITIONS, ALL TYPES	24,074	24,074
023	GRENADES, ALL TYPES	33,242	33,242
024	SIGNALS, ALL TYPES	7,609	7,609
025	SIMULATORS, ALL TYPES	5,228	5,228
	MISCELLANEOUS		
026	AMMO COMPONENTS, ALL TYPES	16,700	16,700
027	NON-LETHAL AMMUNITION, ALL TYPES	7,366	7,366
028	CAD/PAD ALL TYPES	3,614	3,614
029	ITEMS LESS THAN \$5 MILLION (AMMO)	12,423	12,423
030	AMMUNITION PECULIAR EQUIPMENT	16,604	16,604
031	FIRST DESTINATION TRANSPORTATION (AMMO)	14,328	14,328
032	CLOSEOUT LIABILITIES	108	108
	PRODUCTION BASE SUPPORT		
033	PROVISION OF INDUSTRIAL FACILITIES	242,324	242,324
034	CONVENTIONAL MUNITIONS DEMILITARIZATION	179,605	179,605
035	ARMS INITIATIVE	3,436	3,436
	TOTAL PROCUREMENT OF AMMUNITION, ARMY	1,540,437	1,465,937
	OTHER PROCUREMENT, ARMY		
	TACTICAL VEHICLES		
001	TACTICAL TRAILERS/DOLLY SETS	4,000	4,000
002	SEMITRAILERS, FLATBED:	6,841	6,841
003	FAMILY OF MEDIUM TACTICAL VEH (FMTV)	223,910	223,910
004	FIRETRUCKS & ASSOCIATED FIREFIGHTING EQUIP	11,880	11,880
005	FAMILY OF HEAVY TACTICAL VEHICLES (FHTV)	14,731	14,731
006	PLS ESP	44,252	44,252
009	HVY EXPANDED MOBILE TACTICAL TRUCK EXT SERV	39,525	39,525
011	TACTICAL WHEELED VEHICLE PROTECTION KITS	51,258	25,958
	Funding ahead of need		[-25,300]
012	MODIFICATION OF IN SVC EQUIP	49,904	49,904
013	MINE-RESISTANT AMBUSH-PROTECTED (MRAP) MODS	2,200	2,200
	NON-TACTICAL VEHICLES		
014	HEAVY ARMORED SEDAN	400	400
015	PASSENGER CARRYING VEHICLES	716	716
016	NONTACTICAL VEHICLES, OTHER	5,619	5,619
	COMM—JOINT COMMUNICATIONS		
018	WIN-T—GROUND FORCES TACTICAL NETWORK	973,477	973,477
019	SIGNAL MODERNIZATION PROGRAM	14,120	14,120
020	JOINT INCIDENT SITE COMMUNICATIONS CAPABILITY	7,869	7,869
021	JCSE EQUIPMENT (USREDCOM)	5,296	5,296
	COMM—SATELLITE COMMUNICATIONS		
022	DEFENSE ENTERPRISE WIDEBAND SATCOM SYSTEMS	147,212	147,212
023	TRANSPORTABLE TACTICAL COMMAND COMMUNICATIONS	7,998	7,998
024	SHF TERM	7,232	7,232
025	NAVSTAR GLOBAL POSITIONING SYSTEM (SPACE)	3,308	3,308
026	SMART-T (SPACE)	13,992	13,992
028	GLOBAL BRDCST SVC—GBS	28,206	28,206
029	MOD OF IN-SVC EQUIP (TAC SAT)	2,778	2,778
	COMM—C3 SYSTEM		
031	ARMY GLOBAL CMD & CONTROL SYS (AGCCS)	17,590	17,590
	COMM—COMBAT COMMUNICATIONS		
032	ARMY DATA DISTRIBUTION SYSTEM (DATA RADIO)	786	786
033	JOINT TACTICAL RADIO SYSTEM	382,930	382,930
034	MID-TIER NETWORKING VEHICULAR RADIO (MNVR)	19,200	19,200
035	RADIO TERMINAL SET, MIDS LVT(2)	1,438	1,438
036	SINCGARS FAMILY	9,856	9,856
037	AMC CRITICAL ITEMS—OPA2	14,184	14,184
038	TRACTOR DESK	6,271	6,271
040	SOLDIER ENHANCEMENT PROGRAM COMM/ELECTRONICS	1,030	1,030
041	TACTICAL COMMUNICATIONS AND PROTECTIVE SYSTEM	31,868	31,868
042	UNIFIED COMMAND SUITE	18,000	18,000
044	RADIO, IMPROVED HF (COTS) FAMILY	1,166	1,166

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2014 Request	House Authorized
045	FAMILY OF MED COMM FOR COMBAT CASUALTY CARE	22,867	22,867
	COMM—INTELLIGENCE COMM		
048	CI AUTOMATION ARCHITECTURE	1,512	1,512
049	ARMY CA/MISO GPF EQUIPMENT	61,096	61,096
	INFORMATION SECURITY		
050	TSEC—ARMY KEY MGT SYS (AKMS)	13,890	13,890
051	INFORMATION SYSTEM SECURITY PROGRAM-ISSP	23,245	23,245
052	BIOMETRICS ENTERPRISE	3,800	3,800
053	COMMUNICATIONS SECURITY (COMSEC)	24,711	24,711
	COMM—LONG HAUL COMMUNICATIONS		
055	BASE SUPPORT COMMUNICATIONS	43,395	43,395
	COMM—BASE COMMUNICATIONS		
057	INFORMATION SYSTEMS	104,577	104,577
058	DEFENSE MESSAGE SYSTEM (DMS)	612	612
059	EMERGENCY MANAGEMENT MODERNIZATION PROGRAM	39,000	39,000
060	INSTALLATION INFO INFRASTRUCTURE MOD PROGRAM	248,477	248,477
	ELECT EQUIP—TACT INT REL ACT (TIARA)		
064	JTT/CIBS-M	824	824
065	PROPHET GROUND	59,198	59,198
067	DCGS-A (MIP)	267,214	267,214
068	JOINT TACTICAL GROUND STATION (JTAGS)	9,899	9,899
069	TROJAN (MIP)	24,598	24,598
070	MOD OF IN-SVC EQUIP (INTEL SPT) (MIP)	1,927	1,927
071	CI HUMINT AUTO REPRTING AND COLL(CHARCS)	6,169	6,169
072	MACHINE FOREIGN LANGUAGE TRANSLATION SYSTEM-M	2,924	2,924
	ELECT EQUIP—ELECTRONIC WARFARE (EW)		
074	LIGHTWEIGHT COUNTER MORTAR RADAR	40,735	40,735
075	EW PLANNING & MANAGEMENT TOOLS (EWPMT)	13	13
076	ENEMY UAS	2,800	2,800
079	COUNTERINTELLIGENCE/SECURITY COUNTERMEASURES	1,237	1,237
080	CI MODERNIZATION	1,399	1,399
	ELECT EQUIP—TACTICAL SURV. (TAC SURV)		
082	SENTINEL MODS	47,983	47,983
083	SENSE THROUGH THE WALL (STTW)	142	142
084	NIGHT VISION DEVICES	202,428	202,428
085	LONG RANGE ADVANCED SCOUT SURVEILLANCE SYSTEM	5,183	5,183
086	NIGHT VISION, THERMAL WPN SIGHT	14,074	14,074
087	SMALL TACTICAL OPTICAL RIFLE MOUNTED MLRF	22,300	22,300
089	GREEN LASER INTERDICTION SYSTEM (GLIS)	1,016	1,016
090	INDIRECT FIRE PROTECTION FAMILY OF SYSTEMS	55,354	55,354
091	ARTILLERY ACCURACY EQUIP	800	800
092	PROFILER	3,027	3,027
093	MOD OF IN-SVC EQUIP (FIREFINDER RADARS)	1,185	1,185
094	JOINT BATTLE COMMAND—PLATFORM (JBC-P)	103,214	103,214
096	MOD OF IN-SVC EQUIP (LLDR)	26,037	26,037
097	MORTAR FIRE CONTROL SYSTEM	23,100	23,100
098	COUNTERFIRE RADARS	312,727	312,727
	ELECT EQUIP—TACTICAL C2 SYSTEMS		
101	FIRE SUPPORT C2 FAMILY	43,228	43,228
102	BATTLE COMMAND SUSTAINMENT SUPPORT SYSTEM	14,446	14,446
103	FAAD C2	4,607	4,607
104	AIR & MSL DEFENSE PLANNING & CONTROL SYS	33,090	33,090
105	LAMD BATTLE COMMAND SYSTEM	21,200	21,200
107	LIFE CYCLE SOFTWARE SUPPORT (LCSS)	1,795	1,795
109	NETWORK MANAGEMENT INITIALIZATION AND SERVICE	54,327	54,327
110	MANEUVER CONTROL SYSTEM (MCS)	59,171	59,171
111	GLOBAL COMBAT SUPPORT SYSTEM-ARMY (GCSS-A)	83,936	83,936
113	LOGISTICS AUTOMATION	25,476	25,476
114	RECONNAISSANCE AND SURVEYING INSTRUMENT SET	19,341	19,341
	ELECT EQUIP—AUTOMATION		
115	ARMY TRAINING MODERNIZATION	11,865	11,865
116	AUTOMATED DATA PROCESSING EQUIP	219,431	219,431
117	GENERAL FUND ENTERPRISE BUSINESS SYSTEMS FAM	6,414	6,414
118	HIGH PERF COMPUTING MOD PGM (HPCMP)	62,683	62,683
120	RESERVE COMPONENT AUTOMATION SYS (RCAS)	34,951	34,951
	ELECT EQUIP—AUDIO VISUAL SYS (A/V)		
121	ITEMS LESS THAN \$5.0M (A/V)	7,440	7,440
122	ITEMS LESS THAN \$5M (SURVEYING EQUIPMENT)	1,615	1,615
	ELECT EQUIP—SUPPORT		
123	PRODUCTION BASE SUPPORT (C-E)	554	554
124	BCT EMERGING TECHNOLOGIES	20,000	20,000
	CLASSIFIED PROGRAMS		
124A	CLASSIFIED PROGRAMS	3,558	3,558
	CHEMICAL DEFENSIVE EQUIPMENT		
126	FAMILY OF NON-LETHAL EQUIPMENT (FNLE)	762	762
127	BASE DEFENSE SYSTEMS (BDS)	20,630	20,630
128	CBRN DEFENSE	22,151	22,151
	BRIDGING EQUIPMENT		

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Line	Item	FY 2014 Request	House Authorized
130	TACTICAL BRIDGING	14,188	14,188
131	TACTICAL BRIDGE, FLOAT-RIBBON	23,101	23,101
132	COMMON BRIDGE TRANSPORTER (CBT) RECAP	15,416	15,416
	ENGINEER (NON-CONSTRUCTION) EQUIPMENT		
134	GRND STANDOFF MINE DETECTN SYSM (GSTAMIDS)	50,465	50,465
135	ROBOTIC COMBAT SUPPORT SYSTEM (RCSS)	6,490	6,490
136	EOD ROBOTICS SYSTEMS RECAPITALIZATION	1,563	1,563
137	EXPLOSIVE ORDNANCE DISPOSAL EQPMT (EOD EQPMT)	20,921	20,921
138	REMOTE DEMOLITION SYSTEMS	100	100
139	< \$5M, COUNTERMINE EQUIPMENT	2,271	2,271
	COMBAT SERVICE SUPPORT EQUIPMENT		
140	HEATERS AND ECU'S	7,269	7,269
141	LAUNDRIES, SHOWERS AND LATRINES	200	200
142	SOLDIER ENHANCEMENT	1,468	1,468
143	PERSONNEL RECOVERY SUPPORT SYSTEM (PRSS)	26,526	26,526
144	GROUND SOLDIER SYSTEM	81,680	71,680
	Unjustified unit cost growth		[-10,000]
147	FIELD FEEDING EQUIPMENT	28,096	28,096
148	CARGO AERIAL DEL & PERSONNEL PARACHUTE SYSTEM	56,150	56,150
149	MORTUARY AFFAIRS SYSTEMS	3,242	3,242
150	FAMILY OF ENGR COMBAT AND CONSTRUCTION SETS	38,141	38,141
151	ITEMS LESS THAN \$5M (ENG SPT)	5,859	5,859
	PETROLEUM EQUIPMENT		
152	DISTRIBUTION SYSTEMS, PETROLEUM & WATER	60,612	60,612
	MEDICAL EQUIPMENT		
153	COMBAT SUPPORT MEDICAL	22,042	22,042
154	MEDEVAC MISSION EQUIPMENT PACKAGE (MEP)	35,318	35,318
	MAINTENANCE EQUIPMENT		
155	MOBILE MAINTENANCE EQUIPMENT SYSTEMS	19,427	19,427
156	ITEMS LESS THAN \$5.0M (MAINT EQ)	3,860	3,860
	CONSTRUCTION EQUIPMENT		
157	GRADER, ROAD MTZD, HVY, 6X4 (CCE)	2,000	2,000
159	SCRAPERS, EARTHMOVING	36,078	36,078
160	MISSION MODULES—ENGINEERING	9,721	9,721
162	HYDRAULIC EXCAVATOR	50,122	50,122
163	TRACTOR, FULL TRACKED	28,828	28,828
164	ALL TERRAIN CRANES	19,863	19,863
166	HIGH MOBILITY ENGINEER EXCAVATOR (HMEE)	23,465	23,465
168	ENHANCED RAPID AIRFIELD CONSTRUCTION CAPAP	13,590	13,590
169	CONST EQUIP ESP	16,088	16,088
170	ITEMS LESS THAN \$5.0M (CONST EQUIP)	6,850	6,850
	RAIL FLOAT CONTAINERIZATION EQUIPMENT		
171	ARMY WATERCRAFT ESP	38,007	19,007
	Funding ahead of need		[-19,000]
172	ITEMS LESS THAN \$5.0M (FLOAT/RAIL)	10,605	10,605
	GENERATORS		
173	GENERATORS AND ASSOCIATED EQUIP	129,437	129,437
	MATERIAL HANDLING EQUIPMENT		
174	ROUGH TERRAIN CONTAINER HANDLER (RTCH)	1,250	1,250
175	FAMILY OF FORKLIFTS	8,260	8,260
	TRAINING EQUIPMENT		
176	COMBAT TRAINING CENTERS SUPPORT	121,710	121,710
177	TRAINING DEVICES, NONSYSTEM	225,200	225,200
178	CLOSE COMBAT TACTICAL TRAINER	30,063	30,063
179	AVIATION COMBINED ARMS TACTICAL TRAINER	34,913	34,913
180	GAMING TECHNOLOGY IN SUPPORT OF ARMY TRAINING	9,955	9,955
	TEST MEASURE AND DIG EQUIPMENT (TMD)		
181	CALIBRATION SETS EQUIPMENT	8,241	8,241
182	INTEGRATED FAMILY OF TEST EQUIPMENT (IFTE)	67,506	67,506
183	TEST EQUIPMENT MODERNIZATION (TEMOD)	18,755	18,755
	OTHER SUPPORT EQUIPMENT		
184	M25 STABILIZED BINOCULAR	5,110	5,110
185	RAPID EQUIPPING SOLDIER SUPPORT EQUIPMENT	5,110	5,110
186	PHYSICAL SECURITY SYSTEMS (OPA3)	62,904	62,904
187	BASE LEVEL COMMON EQUIPMENT	1,427	1,427
188	MODIFICATION OF IN-SVC EQUIPMENT (OPA-3)	96,661	96,661
189	PRODUCTION BASE SUPPORT (OTH)	2,450	2,450
190	SPECIAL EQUIPMENT FOR USER TESTING	11,593	11,593
191	AMC CRITICAL ITEMS OPA3	8,948	8,948
192	TRACTOR YARD	8,000	8,000
	OPA2		
195	INITIAL SPARES—C&E	59,700	59,700
	TOTAL OTHER PROCUREMENT, ARMY	6,465,218	6,410,918
	AIRCRAFT PROCUREMENT, NAVY		
	COMBAT AIRCRAFT		
001	EA-18G	2,001,787	1,956,787
	Program adjustment		[-45,000]

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2014 Request	House Authorized
003	F/A-18E/F (FIGHTER) HORNET	206,551	206,551
004	ADVANCE PROCUREMENT (CY)	0	75,000
	Program increase		[75,000]
005	JOINT STRIKE FIGHTER CV	1,135,444	1,135,444
006	ADVANCE PROCUREMENT (CY)	94,766	94,766
007	JSF STOVL	1,267,260	1,267,260
008	ADVANCE PROCUREMENT (CY)	103,195	103,195
009	V-22 (MEDIUM LIFT)	1,432,573	1,432,573
010	ADVANCE PROCUREMENT (CY)	55,196	55,196
011	H-1 UPGRADES (UH-1Y/AH-1Z)	749,962	749,962
012	ADVANCE PROCUREMENT (CY)	71,000	71,000
013	MH-60S (MYP)	383,831	383,831
014	ADVANCE PROCUREMENT (CY)	37,278	37,278
015	MH-60R (MYP)	599,237	599,237
016	ADVANCE PROCUREMENT (CY)	231,834	231,834
017	P-8A POSEIDON	3,189,989	3,189,989
018	ADVANCE PROCUREMENT (CY)	313,160	313,160
019	E-2D ADV HAWKEYE	997,107	962,107
	Unjustified CRI Funding		[-35,000]
020	ADVANCE PROCUREMENT (CY)	266,542	266,542
	TRAINER AIRCRAFT		
021	JPATS	249,080	249,080
	OTHER AIRCRAFT		
022	KC-130J	134,358	134,358
023	ADVANCE PROCUREMENT (CY)	32,288	32,288
025	ADVANCE PROCUREMENT (CY)	52,002	52,002
026	MQ-8 UAV	60,980	60,980
028	OTHER SUPPORT AIRCRAFT	14,958	14,958
	MODIFICATION OF AIRCRAFT		
029	EA-6 SERIES	18,577	18,577
030	AEA SYSTEMS	48,502	48,502
031	AV-8 SERIES	41,575	41,575
032	ADVERSARY	2,992	2,992
033	F-18 SERIES	875,371	875,371
034	H-46 SERIES	2,127	2,127
036	H-53 SERIES	67,675	67,675
037	SH-60 SERIES	135,054	135,054
038	H-1 SERIES	41,706	41,706
039	EP-3 SERIES	55,903	77,903
	12th Aircraft Spiral 3 Upgrade		[8,000]
	Multi-INT Sensor Kits & Installation		[14,000]
040	P-3 SERIES	37,436	37,436
041	E-2 SERIES	31,044	31,044
042	TRAINER A/C SERIES	43,720	43,720
043	C-2A	902	902
044	C-130 SERIES	47,587	47,587
045	FEWSG	665	665
046	CARGO/TRANSPORT A/C SERIES	14,587	14,587
047	E-6 SERIES	189,312	189,312
048	EXECUTIVE HELICOPTERS SERIES	85,537	85,537
049	SPECIAL PROJECT AIRCRAFT	3,684	16,684
	Engineering and Technical Services Support		[8,000]
	Multi-INT Sensor Kits & Installation		[5,000]
050	T-45 SERIES	98,128	98,128
051	POWER PLANT CHANGES	22,999	22,999
052	JPATS SERIES	1,576	1,576
053	AVIATION LIFE SUPPORT MODS	6,267	6,267
054	COMMON ECM EQUIPMENT	141,685	141,685
055	COMMON AVIONICS CHANGES	120,660	120,660
056	COMMON DEFENSIVE WEAPON SYSTEM	3,554	3,554
057	ID SYSTEMS	41,800	41,800
058	P-8 SERIES	9,485	9,485
059	MAGTF EW FOR AVIATION	14,431	14,431
060	MQ-8 SERIES	1,001	1,001
061	RQ-7 SERIES	26,433	26,433
062	V-22 (TILT/ROTOR ACFT) OSPREY	160,834	160,834
063	F-35 STOVL SERIES	147,130	147,130
064	F-35 CV SERIES	31,100	31,100
	AIRCRAFT SPARES AND REPAIR PARTS		
065	SPARES AND REPAIR PARTS	1,142,461	1,142,461
	AIRCRAFT SUPPORT EQUIP & FACILITIES		
066	COMMON GROUND EQUIPMENT	410,044	410,044
067	AIRCRAFT INDUSTRIAL FACILITIES	27,450	27,450
068	WAR CONSUMABLES	28,930	28,930
069	OTHER PRODUCTION CHARGES	5,268	5,268
070	SPECIAL SUPPORT EQUIPMENT	60,306	60,306
071	FIRST DESTINATION TRANSPORTATION	1,775	1,775
	TOTAL AIRCRAFT PROCUREMENT, NAVY	17,927,651	17,957,651

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2014 Request	House Authorized
WEAPONS PROCUREMENT, NAVY			
MODIFICATION OF MISSILES			
001	TRIDENT II MODS	1,140,865	1,126,765
	Equipment related to New START treaty implementation		[-14,100]
SUPPORT EQUIPMENT & FACILITIES			
002	MISSILE INDUSTRIAL FACILITIES	7,617	7,617
STRATEGIC MISSILES			
003	TOMAHAWK	312,456	312,456
TACTICAL MISSILES			
004	AMRAAM	95,413	95,413
005	SIDEWINDER	117,208	117,208
006	JSOW	136,794	136,794
007	STANDARD MISSILE	367,985	367,985
008	RAM	67,596	67,596
009	HELLFIRE	33,916	33,916
010	STAND OFF PRECISION GUIDED MUNITIONS (SOPGM)	6,278	6,278
011	AERIAL TARGETS	41,799	41,799
012	OTHER MISSILE SUPPORT	3,538	3,538
MODIFICATION OF MISSILES			
013	ESSM	76,749	76,749
014	HARM MODS	111,902	111,902
SUPPORT EQUIPMENT & FACILITIES			
015	WEAPONS INDUSTRIAL FACILITIES	1,138	1,138
016	FLEET SATELLITE COMM FOLLOW-ON	23,014	23,014
ORDNANCE SUPPORT EQUIPMENT			
017	ORDNANCE SUPPORT EQUIPMENT	84,318	84,318
TORPEDOES AND RELATED EQUIP			
018	SSTD	3,978	3,978
019	ASW TARGETS	8,031	8,031
MOD OF TORPEDOES AND RELATED EQUIP			
020	MK-54 TORPEDO MODS	125,898	125,898
021	MK-48 TORPEDO ADCAP MODS	53,203	53,203
022	QUICKSTRIKE MINE	7,800	7,800
SUPPORT EQUIPMENT			
023	TORPEDO SUPPORT EQUIPMENT	59,730	59,730
024	ASW RANGE SUPPORT	4,222	4,222
DESTINATION TRANSPORTATION			
025	FIRST DESTINATION TRANSPORTATION	3,963	3,963
GUNS AND GUN MOUNTS			
026	SMALL ARMS AND WEAPONS	12,513	12,513
MODIFICATION OF GUNS AND GUN MOUNTS			
027	CIWS MODS	56,308	56,308
028	COAST GUARD WEAPONS	10,727	10,727
029	GUN MOUNT MODS	72,901	72,901
030	CRUISER MODERNIZATION WEAPONS	1,943	1,943
031	AIRBORNE MINE NEUTRALIZATION SYSTEMS	19,758	19,758
SPARES AND REPAIR PARTS			
033	SPARES AND REPAIR PARTS	52,632	52,632
	TOTAL WEAPONS PROCUREMENT, NAVY	3,122,193	3,108,093
PROCUREMENT OF AMMO, NAVY & MC			
NAVY AMMUNITION			
001	GENERAL PURPOSE BOMBS	37,703	37,703
002	AIRBORNE ROCKETS, ALL TYPES	65,411	65,411
003	MACHINE GUN AMMUNITION	20,284	20,284
004	PRACTICE BOMBS	37,870	37,870
005	CARTRIDGES & CART ACTUATED DEVICES	53,764	53,764
006	AIR EXPENDABLE COUNTERMEASURES	67,194	67,194
007	JATOS	2,749	2,749
008	LRLAP 6" LONG RANGE ATTACK PROJECTILE	3,906	3,906
009	5 INCH/54 GUN AMMUNITION	24,151	24,151
010	INTERMEDIATE CALIBER GUN AMMUNITION	33,080	33,080
011	OTHER SHIP GUN AMMUNITION	40,398	40,398
012	SMALL ARMS & LANDING PARTY AMMO	61,219	61,219
013	PYROTECHNIC AND DEMOLITION	10,637	10,637
014	AMMUNITION LESS THAN \$5 MILLION	4,578	4,578
MARINE CORPS AMMUNITION			
015	SMALL ARMS AMMUNITION	26,297	26,297
016	LINEAR CHARGES, ALL TYPES	6,088	6,088
017	40 MM, ALL TYPES	7,644	7,644
018	60MM, ALL TYPES	3,349	3,349
020	120MM, ALL TYPES	13,361	13,361
022	GRENADES, ALL TYPES	2,149	2,149
023	ROCKETS, ALL TYPES	27,465	27,465
026	FUZE, ALL TYPES	26,366	26,366
028	AMMO MODERNIZATION	8,403	8,403
029	ITEMS LESS THAN \$5 MILLION	5,201	5,201

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2014 Request	House Authorized
	TOTAL PROCUREMENT OF AMMO, NAVY & MC	589,267	589,267
	SHIPBUILDING & CONVERSION, NAVY		
	OTHER WARSHIPS		
001	CARRIER REPLACEMENT PROGRAM	944,866	944,866
003	VIRGINIA CLASS SUBMARINE	2,930,704	3,422,704
	Increase to Virginia class		[492,000]
004	ADVANCE PROCUREMENT (CY)	2,354,612	2,354,612
005	CVN REFUELING OVERHAULS	1,705,424	1,705,424
006	ADVANCE PROCUREMENT (CY)	245,793	245,793
007	DDG 1000	231,694	310,994
	Increase to DDG 1000		[79,300]
008	DDG-51	1,615,564	1,615,564
009	ADVANCE PROCUREMENT (CY)	388,551	388,551
010	LITTORAL COMBAT SHIP	1,793,014	1,793,014
	AMPHIBIOUS SHIPS		
012	AFLOAT FORWARD STAGING BASE	524,000	524,000
014	JOINT HIGH SPEED VESSEL	2,732	2,732
	AUXILIARIES, CRAFT AND PRIOR YR PROGRAM COST		
016	ADVANCE PROCUREMENT (CY)	183,900	183,900
017	OUTFITTING	450,163	450,163
019	LCAC SLEP	80,987	80,987
020	COMPLETION OF PY SHIPBUILDING PROGRAMS	625,800	988,800
	DDG-51		[332,000]
	Joint High Speed Vessel		[7,600]
	MTS		[23,400]
	TOTAL SHIPBUILDING & CONVERSION, NAVY	14,077,804	15,012,104
	OTHER PROCUREMENT, NAVY		
	SHIP PROPULSION EQUIPMENT		
001	LM-2500 GAS TURBINE	10,180	10,180
002	ALLISON 501K GAS TURBINE	5,536	5,536
003	HYBRID ELECTRIC DRIVE (HED)	16,956	16,956
	GENERATORS		
004	SURFACE COMBATANT HM&E	19,782	19,782
	NAVIGATION EQUIPMENT		
005	OTHER NAVIGATION EQUIPMENT	39,509	39,509
	PERISCOPEs		
006	SUB PERISCOPEs & IMAGING EQUIP	52,515	52,515
	OTHER SHIPBOARD EQUIPMENT		
007	DDG MOD	285,994	285,994
008	FIREFIGHTING EQUIPMENT	14,389	14,389
009	COMMAND AND CONTROL SWITCHBOARD	2,436	2,436
010	LHA/LHD MIDLIFE	12,700	12,700
011	LCC 19/20 EXTENDED SERVICE LIFE PROGRAM	40,329	40,329
012	POLLUTION CONTROL EQUIPMENT	19,603	19,603
013	SUBMARINE SUPPORT EQUIPMENT	8,678	8,678
014	VIRGINIA CLASS SUPPORT EQUIPMENT	74,209	74,209
015	LCS CLASS SUPPORT EQUIPMENT	47,078	47,078
016	SUBMARINE BATTERIES	37,000	37,000
017	LPD CLASS SUPPORT EQUIPMENT	25,053	25,053
018	STRATEGIC PLATFORM SUPPORT EQUIP	12,986	12,986
019	DSSP EQUIPMENT	2,455	2,455
020	CG MODERNIZATION	10,539	10,539
021	LCAC	14,431	14,431
022	UNDERWATER EOD PROGRAMS	36,700	36,700
023	ITEMS LESS THAN \$5 MILLION	119,902	119,902
024	CHEMICAL WARFARE DETECTORS	3,678	3,678
025	SUBMARINE LIFE SUPPORT SYSTEM	8,292	8,292
	REACTOR PLANT EQUIPMENT		
027	REACTOR COMPONENTS	286,744	286,744
	OCEAN ENGINEERING		
028	DIVING AND SALVAGE EQUIPMENT	8,780	8,780
	SMALL BOATS		
029	STANDARD BOATS	36,452	36,452
	TRAINING EQUIPMENT		
030	OTHER SHIPS TRAINING EQUIPMENT	36,145	36,145
	PRODUCTION FACILITIES EQUIPMENT		
031	OPERATING FORCES IPE	69,368	69,368
	OTHER SHIP SUPPORT		
032	NUCLEAR ALTERATIONS	106,328	106,328
033	LCS COMMON MISSION MODULES EQUIPMENT	45,966	45,966
034	LCS MCM MISSION MODULES	59,885	59,885
035	LCS SUW MISSION MODULES	37,168	37,168
	LOGISTIC SUPPORT		
036	LSD MIDLIFE	77,974	77,974
	SHIP SONARS		
038	SPQ-9B RADAR	27,934	27,934

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(In Thousands of Dollars)

Line	Item	FY 2014 Request	House Authorized
039	AN/SQQ-89 SURF ASW COMBAT SYSTEM	83,231	83,231
040	SSN ACOUSTICS	199,438	199,438
041	UNDERSEA WARFARE SUPPORT EQUIPMENT	9,394	9,394
042	SONAR SWITCHES AND TRANSDUCERS	12,953	12,953
043	ELECTRONIC WARFARE MILDEC	8,958	8,958
	ASW ELECTRONIC EQUIPMENT		
044	SUBMARINE ACOUSTIC WARFARE SYSTEM	24,077	24,077
045	SSTD	11,925	11,925
046	FIXED SURVEILLANCE SYSTEM	94,338	94,338
047	SURTASS	9,680	9,680
048	MARITIME PATROL AND RECONNAISSANCE FORCE	18,130	18,130
	ELECTRONIC WARFARE EQUIPMENT		
049	AN/SLQ-32	203,375	203,375
	RECONNAISSANCE EQUIPMENT		
050	SHIPBOARD IW EXPLOIT	123,656	123,656
051	AUTOMATED IDENTIFICATION SYSTEM (AIS)	896	896
	SUBMARINE SURVEILLANCE EQUIPMENT		
052	SUBMARINE SUPPORT EQUIPMENT PROG	49,475	49,475
	OTHER SHIP ELECTRONIC EQUIPMENT		
053	COOPERATIVE ENGAGEMENT CAPABILITY	34,692	34,692
054	TRUSTED INFORMATION SYSTEM (TIS)	396	396
055	NAVAL TACTICAL COMMAND SUPPORT SYSTEM (NTCSS)	15,703	15,703
056	ATDLS	3,836	3,836
057	NAVY COMMAND AND CONTROL SYSTEM (NCCS)	7,201	7,201
058	MINESWEEPING SYSTEM REPLACEMENT	54,400	54,400
059	SHALLOW WATER MCM	8,548	8,548
060	NAVSTAR GPS RECEIVERS (SPACE)	11,765	11,765
061	AMERICAN FORCES RADIO AND TV SERVICE	6,483	6,483
062	STRATEGIC PLATFORM SUPPORT EQUIP	7,631	7,631
	TRAINING EQUIPMENT		
063	OTHER TRAINING EQUIPMENT	53,644	53,644
	AVIATION ELECTRONIC EQUIPMENT		
064	MATCALS	7,461	7,461
065	SHIPBOARD AIR TRAFFIC CONTROL	9,140	9,140
066	AUTOMATIC CARRIER LANDING SYSTEM	20,798	20,798
067	NATIONAL AIR SPACE SYSTEM	19,754	19,754
068	FLEET AIR TRAFFIC CONTROL SYSTEMS	8,909	8,909
069	LANDING SYSTEMS	13,554	13,554
070	ID SYSTEMS	38,934	38,934
071	NAVAL MISSION PLANNING SYSTEMS	14,131	14,131
	OTHER SHORE ELECTRONIC EQUIPMENT		
072	DEPLOYABLE JOINT COMMAND & CONTROL	3,249	3,249
073	MARITIME INTEGRATED BROADCAST SYSTEM	11,646	11,646
074	TACTICAL/MOBILE C4I SYSTEMS	18,189	18,189
075	DCGS-N	17,350	17,350
076	CANES	340,567	340,567
077	RADLAC	9,835	9,835
078	CANES-INTELL	59,652	59,652
079	GPETE	6,253	6,253
080	INTEG COMBAT SYSTEM TEST FACILITY	4,963	4,963
081	EMI CONTROL INSTRUMENTATION	4,664	4,664
082	ITEMS LESS THAN \$5 MILLION	66,889	66,889
	SHIPBOARD COMMUNICATIONS		
084	SHIP COMMUNICATIONS AUTOMATION	23,877	23,877
086	COMMUNICATIONS ITEMS UNDER \$5M	28,001	28,001
	SUBMARINE COMMUNICATIONS		
087	SUBMARINE BROADCAST SUPPORT	7,856	7,856
088	SUBMARINE COMMUNICATION EQUIPMENT	74,376	74,376
	SATELLITE COMMUNICATIONS		
089	SATELLITE COMMUNICATIONS SYSTEMS	27,381	27,381
090	NAVY MULTIBAND TERMINAL (NMT)	215,952	215,952
	SHORE COMMUNICATIONS		
091	JCS COMMUNICATIONS EQUIPMENT	4,463	4,463
092	ELECTRICAL POWER SYSTEMS	778	778
	CRYPTOGRAPHIC EQUIPMENT		
094	INFO SYSTEMS SECURITY PROGRAM (ISSP)	133,530	133,530
095	MIO INTEL EXPLOITATION TEAM	1,000	1,000
	CRYPTOLOGIC EQUIPMENT		
096	CRYPTOLOGIC COMMUNICATIONS EQUIP	12,251	12,251
	OTHER ELECTRONIC SUPPORT		
097	COAST GUARD EQUIPMENT	2,893	2,893
	SONOBUOYS		
099	SONOBUOYS—ALL TYPES	179,927	179,927
	AIRCRAFT SUPPORT EQUIPMENT		
100	WEAPONS RANGE SUPPORT EQUIPMENT	55,279	55,279
101	EXPEDITIONARY AIRFIELDS	8,792	8,792
102	AIRCRAFT REARMING EQUIPMENT	11,364	11,364
103	AIRCRAFT LAUNCH & RECOVERY EQUIPMENT	59,502	59,502

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Line	Item	FY 2014 Request	House Authorized
104	METEOROLOGICAL EQUIPMENT	19,118	19,118
105	DCRS/DPL	1,425	1,425
106	AVIATION LIFE SUPPORT	29,670	29,670
107	AIRBORNE MINE COUNTERMEASURES	101,554	101,554
108	LAMPS MK III SHIPBOARD EQUIPMENT	18,293	18,293
109	PORTABLE ELECTRONIC MAINTENANCE AIDS	7,969	7,969
110	OTHER AVIATION SUPPORT EQUIPMENT	5,215	5,215
111	AUTONOMIC LOGISTICS INFORMATION SYSTEM (ALIS)	4,827	4,827
	SHIP GUN SYSTEM EQUIPMENT		
112	NAVAL FIRES CONTROL SYSTEM	1,188	1,188
113	GUN FIRE CONTROL EQUIPMENT	4,447	4,447
	SHIP MISSILE SYSTEMS EQUIPMENT		
114	NATO SEASPARROW	58,368	58,368
115	RAM GMLS	491	491
116	SHIP SELF DEFENSE SYSTEM	51,858	51,858
117	AEGIS SUPPORT EQUIPMENT	59,757	59,757
118	TOMAHAWK SUPPORT EQUIPMENT	71,559	71,559
119	VERTICAL LAUNCH SYSTEMS	626	626
120	MARITIME INTEGRATED PLANNING SYSTEM-MIPS	2,779	2,779
	FBM SUPPORT EQUIPMENT		
121	STRATEGIC MISSILE SYSTEMS EQUIP	224,484	198,565
	New START treaty implementation		[-25,919]
	ASW SUPPORT EQUIPMENT		
122	SSN COMBAT CONTROL SYSTEMS	85,678	85,678
123	SUBMARINE ASW SUPPORT EQUIPMENT	3,913	3,913
124	SURFACE ASW SUPPORT EQUIPMENT	3,909	3,909
125	ASW RANGE SUPPORT EQUIPMENT	28,694	28,694
	OTHER ORDNANCE SUPPORT EQUIPMENT		
126	EXPLOSIVE ORDNANCE DISPOSAL EQUIP	46,586	46,586
127	ITEMS LESS THAN \$5 MILLION	11,933	11,933
	OTHER EXPENDABLE ORDNANCE		
128	ANTI-SHIP MISSILE DECOY SYSTEM	62,361	62,361
129	SURFACE TRAINING DEVICE MODS	41,813	41,813
130	SUBMARINE TRAINING DEVICE MODS	26,672	26,672
	CIVIL ENGINEERING SUPPORT EQUIPMENT		
131	PASSENGER CARRYING VEHICLES	5,600	5,600
132	GENERAL PURPOSE TRUCKS	3,717	3,717
133	CONSTRUCTION & MAINTENANCE EQUIP	10,881	10,881
134	FIRE FIGHTING EQUIPMENT	14,748	14,748
135	TACTICAL VEHICLES	5,540	5,540
136	AMPHIBIOUS EQUIPMENT	5,741	5,741
137	POLLUTION CONTROL EQUIPMENT	3,852	3,852
138	ITEMS UNDER \$5 MILLION	25,757	25,757
139	PHYSICAL SECURITY VEHICLES	1,182	1,182
	SUPPLY SUPPORT EQUIPMENT		
140	MATERIALS HANDLING EQUIPMENT	14,250	14,250
141	OTHER SUPPLY SUPPORT EQUIPMENT	6,401	6,401
142	FIRST DESTINATION TRANSPORTATION	5,718	5,718
143	SPECIAL PURPOSE SUPPLY SYSTEMS	22,597	22,597
	TRAINING DEVICES		
144	TRAINING SUPPORT EQUIPMENT	22,527	22,527
	COMMAND SUPPORT EQUIPMENT		
145	COMMAND SUPPORT EQUIPMENT	50,428	50,428
146	EDUCATION SUPPORT EQUIPMENT	2,292	2,292
147	MEDICAL SUPPORT EQUIPMENT	4,925	4,925
149	NAVAL MIP SUPPORT EQUIPMENT	3,202	3,202
151	OPERATING FORCES SUPPORT EQUIPMENT	24,294	24,294
152	CHSR EQUIPMENT	4,287	4,287
153	ENVIRONMENTAL SUPPORT EQUIPMENT	18,276	18,276
154	PHYSICAL SECURITY EQUIPMENT	134,495	134,495
155	ENTERPRISE INFORMATION TECHNOLOGY	324,327	324,327
	CLASSIFIED PROGRAMS		
156A	CLASSIFIED PROGRAMS	12,140	12,140
	SPARES AND REPAIR PARTS		
157	SPARES AND REPAIR PARTS	317,234	316,959
	New START treaty implementation		[-275]
	TOTAL OTHER PROCUREMENT, NAVY	6,310,257	6,284,063
	PROCUREMENT, MARINE CORPS		
	TRACKED COMBAT VEHICLES		
001	AAV7A1 PIP	32,360	32,360
002	LAV PIP	6,003	6,003
	ARTILLERY AND OTHER WEAPONS		
003	EXPEDITIONARY FIRE SUPPORT SYSTEM	589	589
004	155MM LIGHTWEIGHT TOWED HOWITZER	3,655	3,655
005	HIGH MOBILITY ARTILLERY ROCKET SYSTEM	5,467	5,467
006	WEAPONS AND COMBAT VEHICLES UNDER \$5 MILLION	20,354	20,354
	OTHER SUPPORT		

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Line	Item	FY 2014 Request	House Authorized
007	MODIFICATION KITS	38,446	38,446
008	WEAPONS ENHANCEMENT PROGRAM	4,734	4,734
	GUIDED MISSILES		
009	GROUND BASED AIR DEFENSE	15,713	15,713
010	JAVELIN	36,175	36,175
012	ANTI-ARMOR WEAPONS SYSTEM-HEAVY (AAWS-H)	1,136	1,136
	OTHER SUPPORT		
013	MODIFICATION KITS	33,976	33,976
	COMMAND AND CONTROL SYSTEMS		
014	UNIT OPERATIONS CENTER	16,273	16,273
	REPAIR AND TEST EQUIPMENT		
015	REPAIR AND TEST EQUIPMENT	41,063	41,063
	OTHER SUPPORT (TEL)		
016	COMBAT SUPPORT SYSTEM	2,930	2,930
	COMMAND AND CONTROL SYSTEM (NON-TEL)		
018	ITEMS UNDER \$5 MILLION (COMM & ELEC)	1,637	1,637
019	AIR OPERATIONS C2 SYSTEMS	18,394	18,394
	RADAR + EQUIPMENT (NON-TEL)		
020	RADAR SYSTEMS	114,051	114,051
021	RQ-21 UAS	66,612	66,612
	INTELL/COMM EQUIPMENT (NON-TEL)		
022	FIRE SUPPORT SYSTEM	3,749	3,749
023	INTELLIGENCE SUPPORT EQUIPMENT	75,979	75,979
026	RQ-11 UAV	1,653	1,653
027	DCGS-MC	9,494	9,494
	OTHER COMM/ELEC EQUIPMENT (NON-TEL)		
028	NIGHT VISION EQUIPMENT	6,171	6,171
	OTHER SUPPORT (NON-TEL)		
029	COMMON COMPUTER RESOURCES	121,955	121,955
030	COMMAND POST SYSTEMS	83,294	83,294
031	RADIO SYSTEMS	74,718	74,718
032	COMM SWITCHING & CONTROL SYSTEMS	47,613	47,613
033	COMM & ELEC INFRASTRUCTURE SUPPORT	19,573	19,573
	CLASSIFIED PROGRAMS		
033A	CLASSIFIED PROGRAMS	5,659	5,659
	ADMINISTRATIVE VEHICLES		
034	COMMERCIAL PASSENGER VEHICLES	1,039	1,039
035	COMMERCIAL CARGO VEHICLES	31,050	31,050
	TACTICAL VEHICLES		
036	5/4T TRUCK HMMWV (MYP)	36,333	36,333
037	MOTOR TRANSPORT MODIFICATIONS	3,137	3,137
040	FAMILY OF TACTICAL TRAILERS	27,385	27,385
	OTHER SUPPORT		
041	ITEMS LESS THAN \$5 MILLION	7,016	7,016
	ENGINEER AND OTHER EQUIPMENT		
042	ENVIRONMENTAL CONTROL EQUIP ASSORT	14,377	14,377
043	BULK LIQUID EQUIPMENT	24,864	24,864
044	TACTICAL FUEL SYSTEMS	21,592	21,592
045	POWER EQUIPMENT ASSORTED	61,353	61,353
046	AMPHIBIOUS SUPPORT EQUIPMENT	4,827	4,827
047	EOD SYSTEMS	40,011	40,011
	MATERIALS HANDLING EQUIPMENT		
048	PHYSICAL SECURITY EQUIPMENT	16,809	16,809
049	GARRISON MOBILE ENGINEER EQUIPMENT (GMEE)	3,408	3,408
050	MATERIAL HANDLING EQUIP	48,549	48,549
051	FIRST DESTINATION TRANSPORTATION	190	190
	GENERAL PROPERTY		
052	FIELD MEDICAL EQUIPMENT	23,129	23,129
053	TRAINING DEVICES	8,346	8,346
054	CONTAINER FAMILY	1,857	1,857
055	FAMILY OF CONSTRUCTION EQUIPMENT	36,198	36,198
056	RAPID DEPLOYABLE KITCHEN	2,390	2,390
	OTHER SUPPORT		
057	ITEMS LESS THAN \$5 MILLION	6,525	6,525
	SPARES AND REPAIR PARTS		
058	SPARES AND REPAIR PARTS	13,700	13,700
	TOTAL PROCUREMENT, MARINE CORPS	1,343,511	1,343,511
	AIRCRAFT PROCUREMENT, AIR FORCE		
	TACTICAL FORCES		
001	F-35	3,060,770	3,060,770
002	ADVANCE PROCUREMENT (CY)	363,783	363,783
	OTHER AIRLIFT		
005	C-130J	537,517	537,517
006	ADVANCE PROCUREMENT (CY)	162,000	162,000
007	HC-130J	132,121	132,121
008	ADVANCE PROCUREMENT (CY)	88,000	88,000
009	MC-130J	389,434	389,434

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Line	Item	FY 2014 Request	House Authorized
010	ADVANCE PROCUREMENT (CY)	104,000	104,000
	HELICOPTERS		
015	CV-22 (MYP)	230,798	230,798
	MISSION SUPPORT AIRCRAFT		
017	CIVIL AIR PATROL A/C	2,541	2,541
	OTHER AIRCRAFT		
020	TARGET DRONES	138,669	138,669
022	AC-130J	470,019	470,019
024	RQ-4	27,000	27,000
027	MQ-9	272,217	352,217
	Program increase		[80,000]
028	RQ-4 BLOCK 40 PROC	1,747	1,747
	STRATEGIC AIRCRAFT		
029	B-2A	20,019	20,019
030	B-1B	132,222	132,222
031	B-52	111,002	110,502
	B-52 conversions related to New START treaty implementation		[-500]
032	LARGE AIRCRAFT INFRARED COUNTERMEASURES	27,197	27,197
	TACTICAL AIRCRAFT		
033	A-10	47,598	47,598
034	F-15	354,624	354,624
035	F-16	11,794	11,794
036	F-22A	285,830	285,830
037	F-35 MODIFICATIONS	157,777	157,777
	AIRLIFT AIRCRAFT		
038	C-5	2,456	2,456
039	C-5M	1,021,967	1,021,967
042	C-17A	143,197	143,197
043	C-21	103	103
044	C-32A	9,780	9,780
045	C-37A	452	452
046	C-130 AMP	0	47,300
	LRIP Kit Procurement		[47,300]
	TRAINER AIRCRAFT		
047	GLIDER MODS	128	128
048	T-6	6,427	6,427
049	T-1	277	277
050	T-38	28,686	28,686
	OTHER AIRCRAFT		
052	U-2 MODS	45,591	45,591
053	KC-10A (ATCA)	70,918	70,918
054	C-12	1,876	1,876
055	MC-12W	5,000	5,000
056	C-20 MODS	192	192
057	VC-25A MOD	263	263
058	C-40	6,119	6,119
059	C-130	58,577	74,277
	C-130H Propulsion System Engine Upgrades		[15,700]
061	C-130J MODS	10,475	10,475
062	C-135	46,556	46,556
063	COMPASS CALL MODS	34,494	34,494
064	RC-135	171,813	171,813
065	E-3	197,087	197,087
066	E-4	14,304	14,304
067	E-8	57,472	57,472
068	H-1	6,627	6,627
069	H-60	27,654	27,654
070	RQ-4 MODS	9,313	9,313
071	HC/MC-130 MODIFICATIONS	16,300	16,300
072	OTHER AIRCRAFT	6,948	6,948
073	MQ-1 MODS	9,734	9,734
074	MQ-9 MODS	102,970	102,970
076	RQ-4 GSRA/CSRA MODS	30,000	30,000
077	CV-22 MODS	23,310	23,310
	AIRCRAFT SPARES AND REPAIR PARTS		
078	INITIAL SPARES/REPAIR PARTS	463,285	639,285
	F100-229 spare engine shortfall		[165,000]
	MQ-9 spares		[11,000]
	COMMON SUPPORT EQUIPMENT		
079	AIRCRAFT REPLACEMENT SUPPORT EQUIP	49,140	49,140
	POST PRODUCTION SUPPORT		
081	B-1	3,683	3,683
083	B-2A	43,786	43,786
084	B-52	7,000	7,000
087	C-17A	81,952	81,952
089	C-135	8,597	8,597
090	F-15	2,403	2,403
091	F-16	3,455	3,455

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Line	Item	FY 2014 Request	House Authorized
092	F-22A	5,911	5,911
	INDUSTRIAL PREPAREDNESS		
094	INDUSTRIAL RESPONSIVENESS	21,148	21,148
	WAR CONSUMABLES		
095	WAR CONSUMABLES	94,947	94,947
	OTHER PRODUCTION CHARGES		
096	OTHER PRODUCTION CHARGES	1,242,004	1,242,004
	CLASSIFIED PROGRAMS		
101A	CLASSIFIED PROGRAMS	75,845	67,545
	Program Decrease		[-8,300]
	TOTAL AIRCRAFT PROCUREMENT, AIR FORCE	11,398,901	11,709,101
	MISSILE PROCUREMENT, AIR FORCE		
	MISSILE REPLACEMENT EQUIPMENT—BALLISTIC		
001	MISSILE REPLACEMENT EQ-BALLISTIC	39,104	39,104
	TACTICAL		
002	JASSM	291,151	291,151
003	SIDEWINDER (AIM-9X)	119,904	119,904
004	AMRAAM	340,015	340,015
005	PREDATOR HELLFIRE MISSILE	48,548	48,548
006	SMALL DIAMETER BOMB	42,347	42,347
	INDUSTRIAL FACILITIES		
007	INDUSTRL PREPAREDNS/POL PREVENTION	752	752
	CLASS IV		
009	MM III MODIFICATIONS	21,635	21,635
010	AGM-65D MAVERICK	276	276
011	AGM-88A HARM	580	580
012	AIR LAUNCH CRUISE MISSILE (ALCM)	6,888	6,888
013	SMALL DIAMETER BOMB	5,000	5,000
	MISSILE SPARES AND REPAIR PARTS		
014	INITIAL SPARES/REPAIR PARTS	72,080	71,377
	Spares and repair parts related to New START treaty implementation		[-703]
	SPACE PROGRAMS		
015	ADVANCED EHF	379,586	379,586
016	WIDEBAND GAPFILLER SATELLITES(SPACE)	38,398	38,398
017	GPS III SPACE SEGMENT	403,431	403,431
018	ADVANCE PROCUREMENT (CY)	74,167	74,167
019	SPACEBORNE EQUIP (COMSEC)	5,244	5,244
020	GLOBAL POSITIONING (SPACE)	55,997	55,997
021	DEF METEOROLOGICAL SAT PROG(SPACE)	95,673	95,673
022	EVOLVED EXPENDABLE LAUNCH VEH(SPACE)	1,852,900	1,852,900
023	SBIR HIGH (SPACE)	583,192	583,192
	SPECIAL PROGRAMS		
029	SPECIAL UPDATE PROGRAMS	36,716	36,716
	CLASSIFIED PROGRAMS		
029A	CLASSIFIED PROGRAMS	829,702	829,702
	TOTAL MISSILE PROCUREMENT, AIR FORCE	5,343,286	5,342,583
	PROCUREMENT OF AMMUNITION, AIR FORCE		
	ROCKETS		
001	ROCKETS	15,735	15,735
	CARTRIDGES		
002	CARTRIDGES	129,921	129,921
	BOMBS		
003	PRACTICE BOMBS	30,840	30,840
004	GENERAL PURPOSE BOMBS	187,397	187,397
005	JOINT DIRECT ATTACK MUNITION	188,510	188,510
	OTHER ITEMS		
006	CAD/PAD	35,837	35,837
007	EXPLOSIVE ORDNANCE DISPOSAL (EOD)	7,531	7,531
008	SPARES AND REPAIR PARTS	499	499
009	MODIFICATIONS	480	480
010	ITEMS LESS THAN \$5 MILLION	9,765	9,765
	FLARES		
011	FLARES	55,864	55,864
	FUZES		
013	FUZES	76,037	76,037
	SMALL ARMS		
014	SMALL ARMS	21,026	21,026
	TOTAL PROCUREMENT OF AMMUNITION, AIR FORCE	759,442	759,442
	OTHER PROCUREMENT, AIR FORCE		
	PASSENGER CARRYING VEHICLES		
001	PASSENGER CARRYING VEHICLES	2,048	2,048
	CARGO AND UTILITY VEHICLES		
002	MEDIUM TACTICAL VEHICLE	8,019	8,019
003	CAP VEHICLES	946	946
004	ITEMS LESS THAN \$5 MILLION	7,138	7,138

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Line	Item	FY 2014 Request	House Authorized
	SPECIAL PURPOSE VEHICLES		
005	SECURITY AND TACTICAL VEHICLES	13,093	13,093
006	ITEMS LESS THAN \$5 MILLION	13,983	13,983
	FIRE FIGHTING EQUIPMENT		
007	FIRE FIGHTING/CRASH RESCUE VEHICLES	23,794	23,794
	MATERIALS HANDLING EQUIPMENT		
008	ITEMS LESS THAN \$5 MILLION	8,669	8,669
	BASE MAINTENANCE SUPPORT		
009	RUNWAY SNOW REMOV & CLEANING EQUIP	6,144	6,144
010	ITEMS LESS THAN \$5 MILLION	1,580	1,580
	COMM SECURITY EQUIPMENT(COMSEC)		
012	COMSEC EQUIPMENT	149,661	149,661
013	MODIFICATIONS (COMSEC)	726	726
	INTELLIGENCE PROGRAMS		
014	INTELLIGENCE TRAINING EQUIPMENT	2,789	2,789
015	INTELLIGENCE COMM EQUIPMENT	31,875	31,875
016	ADVANCE TECH SENSORS	452	452
017	MISSION PLANNING SYSTEMS	14,203	14,203
	ELECTRONICS PROGRAMS		
018	AIR TRAFFIC CONTROL & LANDING SYS	46,232	46,232
019	NATIONAL AIRSPACE SYSTEM	11,685	11,685
020	BATTLE CONTROL SYSTEM—FIXED	19,248	19,248
021	THEATER AIR CONTROL SYS IMPROVEMENTS	19,292	19,292
022	WEATHER OBSERVATION FORECAST	17,166	17,166
023	STRATEGIC COMMAND AND CONTROL	22,723	22,723
024	CHEYENNE MOUNTAIN COMPLEX	27,930	27,930
025	TAC SIGNIF SPT	217	217
	SPCL COMM-ELECTRONICS PROJECTS		
027	GENERAL INFORMATION TECHNOLOGY	49,627	49,627
028	AF GLOBAL COMMAND & CONTROL SYS	13,559	13,559
029	MOBILITY COMMAND AND CONTROL	11,186	11,186
030	AIR FORCE PHYSICAL SECURITY SYSTEM	43,238	43,238
031	COMBAT TRAINING RANGES	10,431	10,431
032	C3 COUNTERMEASURES	13,769	13,769
033	GCSS-AF FOS	19,138	19,138
034	THEATER BATTLE MGT C2 SYSTEM	8,809	8,809
035	AIR & SPACE OPERATIONS CTR-WPN SYS	26,935	26,935
	AIR FORCE COMMUNICATIONS		
036	INFORMATION TRANSPORT SYSTEMS	80,558	80,558
038	AFNET	97,588	97,588
039	VOICE SYSTEMS	8,419	8,419
040	USCENTCOM	34,276	34,276
	SPACE PROGRAMS		
041	SPACE BASED IR SENSOR PGM SPACE	28,235	28,235
042	NAVSTAR GPS SPACE	2,061	2,061
043	NUDET DETECTION SYS SPACE	4,415	4,415
044	AF SATELLITE CONTROL NETWORK SPACE	30,237	30,237
045	SPACELIFT RANGE SYSTEM SPACE	98,062	98,062
046	MILSATCOM SPACE	105,935	105,935
047	SPACE MODS SPACE	37,861	37,861
048	COUNTERSPACE SYSTEM	7,171	7,171
	ORGANIZATION AND BASE		
049	TACTICAL C-E EQUIPMENT	83,537	83,537
050	COMBAT SURVIVOR EVADER LOCATER	11,884	11,884
051	RADIO EQUIPMENT	14,711	14,711
052	CCTV/AUDIOVISUAL EQUIPMENT	10,275	10,275
053	BASE COMM INFRASTRUCTURE	50,907	50,907
	MODIFICATIONS		
054	COMM ELECT MODS	55,701	55,701
	PERSONAL SAFETY & RESCUE EQUIP		
055	NIGHT VISION GOGGLES	14,524	14,524
056	ITEMS LESS THAN \$5 MILLION	28,655	28,655
	DEPOT PLANT+MTRLS HANDLING EQ		
057	MECHANIZED MATERIAL HANDLING EQUIP	9,332	9,332
	BASE SUPPORT EQUIPMENT		
058	BASE PROCURED EQUIPMENT	16,762	16,762
059	CONTINGENCY OPERATIONS	33,768	33,768
060	PRODUCTIVITY CAPITAL INVESTMENT	2,495	2,495
061	MOBILITY EQUIPMENT	12,859	12,859
062	ITEMS LESS THAN \$5 MILLION	1,954	1,954
	SPECIAL SUPPORT PROJECTS		
064	DARP RC135	24,528	24,528
065	DCGS-AF	137,819	137,819
067	SPECIAL UPDATE PROGRAM	479,586	479,586
068	DEFENSE SPACE RECONNAISSANCE PROG.	45,159	45,159
	CLASSIFIED PROGRAMS		
068A	CLASSIFIED PROGRAMS	14,519,256	14,519,256
	SPARES AND REPAIR PARTS		

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2014 Request	House Authorized
069	SPARES AND REPAIR PARTS	25,746	25,746
	TOTAL OTHER PROCUREMENT, AIR FORCE	16,760,581	16,760,581
	PROCUREMENT, DEFENSE-WIDE		
	MAJOR EQUIPMENT, OSD		
038	MAJOR EQUIPMENT, OSD	37,345	37,345
039	MAJOR EQUIPMENT, INTELLIGENCE	16,678	16,678
	MAJOR EQUIPMENT, NSA		
037	INFORMATION SYSTEMS SECURITY PROGRAM (ISSP)	14,363	14,363
	MAJOR EQUIPMENT, WHS		
041	MAJOR EQUIPMENT, WHS	35,259	35,259
	MAJOR EQUIPMENT, DISA		
008	INFORMATION SYSTEMS SECURITY	16,189	16,189
011	TELEPORT PROGRAM	66,075	66,075
012	ITEMS LESS THAN \$5 MILLION	83,881	83,881
013	NET CENTRIC ENTERPRISE SERVICES (NCES)	2,572	2,572
014	DEFENSE INFORMATION SYSTEM NETWORK	125,557	125,557
016	CYBER SECURITY INITIATIVE	16,941	16,941
	MAJOR EQUIPMENT, DLA		
017	MAJOR EQUIPMENT	13,137	13,137
	MAJOR EQUIPMENT, DSS		
021	MAJOR EQUIPMENT	5,020	5,020
	MAJOR EQUIPMENT, DCAA		
001	ITEMS LESS THAN \$5 MILLION	1,291	1,291
	MAJOR EQUIPMENT, TJS		
040	MAJOR EQUIPMENT, TJS	14,792	14,792
	MAJOR EQUIPMENT, MISSILE DEFENSE AGENCY		
025	THAAD	581,005	581,005
026	AEGIS BMD	580,814	580,814
027	BMDs AN/TPY-2 RADARS	62,000	62,000
028	AEGIS ASHORE PHASE III	131,400	131,400
030	IRON DOME	220,309	220,309
031	GROUND-BASED MIDCOURSE DEFENSE SYSTEM (GMD)	0	0
032	ADVANCE PROCUREMENT (CY)	0	107,000
	Advanced Procurement of 14 GBIs, beginning with booster motor sets		[107,000]
	MAJOR EQUIPMENT, DHRA		
003	PERSONNEL ADMINISTRATION	47,201	47,201
	MAJOR EQUIPMENT, DEFENSE THREAT REDUCTION AGENCY		
022	VEHICLES	100	100
023	OTHER MAJOR EQUIPMENT	13,395	13,395
	MAJOR EQUIPMENT, DEFENSE SECURITY COOPERATION AGENCY		
020	EQUIPMENT	978	978
	MAJOR EQUIPMENT, DODEA		
019	AUTOMATION/EDUCATIONAL SUPPORT & LOGISTICS	1,454	1,454
	MAJOR EQUIPMENT, DCMA		
002	MAJOR EQUIPMENT	5,711	5,711
	MAJOR EQUIPMENT, DMACT		
018	MAJOR EQUIPMENT	15,414	15,414
	CLASSIFIED PROGRAMS		
041A	CLASSIFIED PROGRAMS	544,272	544,272
	AVIATION PROGRAMS		
043	ROTARY WING UPGRADES AND SUSTAINMENT	112,456	112,456
044	MH-60 MODERNIZATION PROGRAM	81,457	81,457
045	NON-STANDARD AVIATION	2,650	2,650
046	U-28	56,208	56,208
047	MH-47 CHINOOK	19,766	19,766
048	RQ-11 UNMANNED AERIAL VEHICLE	850	850
049	CV-22 MODIFICATION	98,927	98,927
050	MQ-1 UNMANNED AERIAL VEHICLE	20,576	20,576
051	MQ-9 UNMANNED AERIAL VEHICLE	1,893	1,893
053	STUASL0	13,166	13,166
054	PRECISION STRIKE PACKAGE	107,687	107,687
055	AC/MC-130J	51,870	51,870
057	C-130 MODIFICATIONS	71,940	71,940
	SHIPBUILDING		
059	UNDERWATER SYSTEMS	37,439	37,439
	AMMUNITION PROGRAMS		
061	ORDNANCE ITEMS <\$5M	159,029	159,029
	OTHER PROCUREMENT PROGRAMS		
064	INTELLIGENCE SYSTEMS	79,819	79,819
066	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	14,906	14,906
068	OTHER ITEMS <\$5M	81,711	81,711
069	COMBATANT CRAFT SYSTEMS	35,053	35,053
072	SPECIAL PROGRAMS	41,526	41,526
073	TACTICAL VEHICLES	43,353	43,353
074	WARRIOR SYSTEMS <\$5M	210,540	210,540
076	COMBAT MISSION REQUIREMENTS	20,000	20,000

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2014 Request	House Authorized
080	GLOBAL VIDEO SURVEILLANCE ACTIVITIES	6,645	6,645
081	OPERATIONAL ENHANCEMENTS INTELLIGENCE	25,581	25,581
087	OPERATIONAL ENHANCEMENTS	191,061	191,061
	CBDP		
089	INSTALLATION FORCE PROTECTION	14,271	14,271
090	INDIVIDUAL PROTECTION	101,667	101,667
092	JOINT BIO DEFENSE PROGRAM (MEDICAL)	13,447	13,447
093	COLLECTIVE PROTECTION	20,896	20,896
094	CONTAMINATION AVOIDANCE	144,540	144,540
	TOTAL PROCUREMENT, DEFENSE-WIDE	4,534,083	4,641,083
	JOINT URGENT OPERATIONAL NEEDS FUND		
	JOINT URGENT OPERATIONAL NEEDS FUND		
001	JOINT URGENT OPERATIONAL NEEDS FUND	98,800	0
	Program reduction		[-98,800]
	TOTAL JOINT URGENT OPERATIONAL NEEDS FUND	98,800	0
	TOTAL PROCUREMENT	98,227,168	99,666,171

1 SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY
2 OPERATIONS.

SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2014 Request	House Authorized
	AIRCRAFT PROCUREMENT, ARMY		
	FIXED WING		
001A	SATURN ARCH (MIP)	48,000	48,000
003	MQ-1 UAV	31,988	31,988
	ROTARY		
008	AH-64 APACHE BLOCK IIIB NEW BUILD	142,000	142,000
010	KIOWA WARRIOR WRA	163,800	163,800
013	CH-47 HELICOPTER	386,000	386,000
	TOTAL AIRCRAFT PROCUREMENT, ARMY	771,788	771,788
	MISSILE PROCUREMENT, ARMY		
	SURFACE-TO-AIR MISSILE SYSTEM		
002	MSE MISSILE	0	25,887
	Restoral of funds based on offsets used for April 2013 reprogramming		[25,887]
	AIR-TO-SURFACE MISSILE SYSTEM		
003	HELLFIRE SYS SUMMARY	54,000	54,000
	ANTI-TANK/ASSAULT MISSILE SYS		
007	GUIDED MLRS ROCKET (GMLRS)	39,045	39,045
009A	ARMY TACTICAL MSL SYS (ATACMS)—SYS SUM	35,600	35,600
	TOTAL MISSILE PROCUREMENT, ARMY	128,645	154,532
	PROCUREMENT OF W&TCV, ARMY		
	MOD OF WEAPONS AND OTHER COMBAT VEH		
033	M16 RIFLE MODS	0	15,422
	Restoral of funds based on offsets used for April 2013 reprogramming		[15,422]
	TOTAL PROCUREMENT OF W&TCV, ARMY	0	15,422
	PROCUREMENT OF AMMUNITION, ARMY		
	SMALL/MEDIUM CAL AMMUNITION		
002	CTG, 5.56MM, ALL TYPES	4,400	4,400
004	CTG, HANDGUN, ALL TYPES	1,500	1,500
005	CTG, .50 CAL, ALL TYPES	5,000	10,000
	Restoral of funds based on offsets used for April 2013 reprogramming		[5,000]
008	CTG, 30MM, ALL TYPES	60,000	60,000
	MORTAR AMMUNITION		
010	60MM MORTAR, ALL TYPES	5,000	5,000
	ARTILLERY AMMUNITION		
014	ARTILLERY CARTRIDGES, 75MM & 105MM, ALL TYPES	10,000	30,000
	Restoral of funds based on offsets used for April 2013 reprogramming		[20,000]
015	ARTILLERY PROJECTILE, 155MM, ALL TYPES	10,000	10,000
016	PROJ 155MM EXTENDED RANGE M982	11,000	11,000
	MINES		
018	MINES & CLEARING CHARGES, ALL TYPES	0	9,482
	Restoral of funds based on offsets used for April 2013 reprogramming		[9,482]
	ROCKETS		
021	ROCKET, HYDRA 70, ALL TYPES	57,000	57,000

SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2014 Request	House Authorized
OTHER AMMUNITION			
022	DEMOLITION MUNITIONS, ALL TYPES	4,000	4,000
023	GRENADES, ALL TYPES	3,000	3,000
024	SIGNALS, ALL TYPES	8,000	8,000
MISCELLANEOUS			
028	CAD/PAD ALL TYPES	2,000	2,000
	TOTAL PROCUREMENT OF AMMUNITION, ARMY	180,900	215,382
OTHER PROCUREMENT, ARMY			
TACTICAL VEHICLES			
003	FAMILY OF MEDIUM TACTICAL VEH (FMTV)	0	2,500
	Restoral of funds based on offsets used for April 2013 reprogramming		[2,500]
005	FAMILY OF HEAVY TACTICAL VEHICLES (FHTV)	0	2,050
	Restoral of funds based on offsets used for April 2013 reprogramming		[2,050]
013	MINE-RESISTANT AMBUSH-PROTECTED (MRAP) MODS	321,040	562,596
	Restoral of funds based on offsets used for April 2013 reprogramming		[241,556]
COMM—BASE COMMUNICATIONS			
060	INSTALLATION INFO INFRASTRUCTURE MOD PROGRAM	25,000	25,000
ELECT EQUIP—TACT INT REL ACT (TIARA)			
067	DCGS-A (MIP)	7,200	7,200
071	CI HUMINT AUTO REPRTING AND COLL(CHARCS)	5,980	5,980
ELECT EQUIP—ELECTRONIC WARFARE (EW)			
074	LIGHTWEIGHT COUNTER MORTAR RADAR	57,800	83,255
	Restoral of funds based on offsets used for April 2013 reprogramming		[25,455]
078	FAMILY OF PERSISTENT SURVEILLANCE CAPABILITIE	15,300	15,300
079	COUNTERINTELLIGENCE/SECURITY COUNTERMEASURES	4,221	4,221
ELECT EQUIP—TACTICAL SURV. (TAC SURV)			
091	ARTILLERY ACCURACY EQUIP	1,834	1,834
093	MOD OF IN-SVC EQUIP (FIREFINDER RADARS)	0	8,400
	Restoral of funds based on offsets used for April 2013 reprogramming		[8,400]
096	MOD OF IN-SVC EQUIP (LLDR)	21,000	21,000
098	COUNTERFIRE RADARS	85,830	85,830
ELECT EQUIP—TACTICAL C2 SYSTEMS			
110	MANEUVER CONTROL SYSTEM (MCS)	0	3,200
	Restoral of funds based on offsets used for April 2013 reprogramming		[3,200]
112	SINGLE ARMY LOGISTICS ENTERPRISE (SALE)	0	5,160
	Restoral of funds based on offsets used for April 2013 reprogramming		[5,160]
CHEMICAL DEFENSIVE EQUIPMENT			
126	FAMILY OF NON-LETHAL EQUIPMENT (FNLE)	0	15,000
	Restoral of funds based on offsets used for April 2013 reprogramming		[15,000]
127	BASE DEFENSE SYSTEMS (BDS)	0	24,932
	Restoral of funds based on offsets used for April 2013 reprogramming		[24,932]
ENGINEER (NON-CONSTRUCTION) EQUIPMENT			
137	EXPLOSIVE ORDNANCE DISPOSAL EQPMT (EOD EQPMT)	0	3,565
	Restoral of funds based on offsets used for April 2013 reprogramming		[3,565]
COMBAT SERVICE SUPPORT EQUIPMENT			
146	FORCE PROVIDER	51,654	51,654
147	FIELD FEEDING EQUIPMENT	6,264	6,264
PETROLEUM EQUIPMENT			
152	DISTRIBUTION SYSTEMS, PETROLEUM & WATER	0	2,119
	Restoral of funds based on offsets used for April 2013 reprogramming		[2,119]
TRAINING EQUIPMENT			
176	COMBAT TRAINING CENTERS SUPPORT	0	7,000
	Restoral of funds based on offsets used for April 2013 reprogramming		[7,000]
	TOTAL OTHER PROCUREMENT, ARMY	603,123	944,060
JOINT IMPR EXPLOSIVE DEV DEFEAT FUND			
NETWORK ATTACK			
001	ATTACK THE NETWORK	417,700	417,700
JIEDDO DEVICE DEFEAT			
002	DEFEAT THE DEVICE	248,886	248,886
FORCE TRAINING			
003	TRAIN THE FORCE	106,000	106,000
STAFF AND INFRASTRUCTURE			
004	OPERATIONS	227,414	227,414
	TOTAL JOINT IMPR EXPLOSIVE DEV DEFEAT FUND	1,000,000	1,000,000
AIRCRAFT PROCUREMENT, NAVY			
COMBAT AIRCRAFT			
011	H-1 UPGRADES (UH-1Y/AH-1Z)	29,520	29,520
OTHER AIRCRAFT			
026	MQ-8 UAV	13,100	13,100
MODIFICATION OF AIRCRAFT			
031	AV-8 SERIES	57,652	57,652
033	F-18 SERIES	35,500	35,500
039	EP-3 SERIES	2,700	2,700
049	SPECIAL PROJECT AIRCRAFT	3,375	3,375
054	COMMON ECM EQUIPMENT	49,183	49,183

SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2014 Request	House Authorized
055	COMMON AVIONICS CHANGES	4,190	4,190
059	MAGTF EW FOR AVIATION	20,700	20,700
	AIRCRAFT SPARES AND REPAIR PARTS		
065	SPARES AND REPAIR PARTS	24,776	24,776
	TOTAL AIRCRAFT PROCUREMENT, NAVY	240,696	240,696
	WEAPONS PROCUREMENT, NAVY		
	TACTICAL MISSILES		
009	HELLFIRE	27,000	27,000
009A	LASER MAVERICK	58,000	58,000
010	STAND OFF PRECISION GUIDED MUNITIONS (SOPGM)	1,500	1,500
	TOTAL WEAPONS PROCUREMENT, NAVY	86,500	86,500
	PROCUREMENT OF AMMO, NAVY & MC		
	NAVY AMMUNITION		
001	GENERAL PURPOSE BOMBS	11,424	11,424
002	AIRBORNE ROCKETS, ALL TYPES	30,332	30,332
003	MACHINE GUN AMMUNITION	8,282	8,282
006	AIR EXPENDABLE COUNTERMEASURES	31,884	31,884
011	OTHER SHIP GUN AMMUNITION	409	409
012	SMALL ARMS & LANDING PARTY AMMO	11,976	11,976
013	PYROTECHNIC AND DEMOLITION	2,447	2,447
014	AMMUNITION LESS THAN \$5 MILLION	7,692	7,692
	MARINE CORPS AMMUNITION		
015	SMALL ARMS AMMUNITION	13,461	13,461
016	LINEAR CHARGES, ALL TYPES	3,310	3,310
017	40 MM, ALL TYPES	6,244	6,244
018	60MM, ALL TYPES	3,368	3,368
019	81MM, ALL TYPES	9,162	9,162
020	120MM, ALL TYPES	10,266	10,266
021	CTG 25MM, ALL TYPES	1,887	1,887
022	GRENADES, ALL TYPES	1,611	1,611
023	ROCKETS, ALL TYPES	37,459	37,459
024	ARTILLERY, ALL TYPES	970	970
025	DEMOLITION MUNITIONS, ALL TYPES	418	418
026	FUZE, ALL TYPES	14,219	14,219
	TOTAL PROCUREMENT OF AMMO, NAVY & MC	206,821	206,821
	OTHER PROCUREMENT, NAVY		
	CIVIL ENGINEERING SUPPORT EQUIPMENT		
135	TACTICAL VEHICLES	17,968	17,968
	TOTAL OTHER PROCUREMENT, NAVY	17,968	17,968
	PROCUREMENT, MARINE CORPS		
	GUIDED MISSILES		
010	JAVELIN	29,334	29,334
011	FOLLOW ON TO SMAW	105	105
	OTHER SUPPORT		
013	MODIFICATION KITS	16,081	16,081
	REPAIR AND TEST EQUIPMENT		
015	REPAIR AND TEST EQUIPMENT	16,081	16,081
	OTHER SUPPORT (TEL)		
017	MODIFICATION KITS	2,831	2,831
	COMMAND AND CONTROL SYSTEM (NON-TEL)		
018	ITEMS UNDER \$5 MILLION (COMM & ELEC)	8,170	8,170
	INTELL/COMM EQUIPMENT (NON-TEL)		
023	INTELLIGENCE SUPPORT EQUIPMENT	2,700	2,700
026	RQ-11 UAV	2,830	2,830
	OTHER SUPPORT (NON-TEL)		
029	COMMON COMPUTER RESOURCES	4,866	4,866
030	COMMAND POST SYSTEMS	265	265
	ENGINEER AND OTHER EQUIPMENT		
042	ENVIRONMENTAL CONTROL EQUIP ASSORT	114	114
043	BULK LIQUID EQUIPMENT	523	523
044	TACTICAL FUEL SYSTEMS	365	365
045	POWER EQUIPMENT ASSORTED	2,004	2,004
047	EOD SYSTEMS	42,930	42,930
	GENERAL PROPERTY		
055	FAMILY OF CONSTRUCTION EQUIPMENT	385	385
	TOTAL PROCUREMENT, MARINE CORPS	129,584	129,584
	AIRCRAFT PROCUREMENT, AIR FORCE		
	STRATEGIC AIRCRAFT		
032	LARGE AIRCRAFT INFRARED COUNTERMEASURES	94,050	94,050
	OTHER AIRCRAFT		
052	U-2 MODS	11,300	11,300
059	C-130	1,618	1,618
064	RC-135	2,700	2,700

SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2014 Request	House Authorized
COMMON SUPPORT EQUIPMENT			
079	AIRCRAFT REPLACEMENT SUPPORT EQUIP	6,000	6,000
	TOTAL AIRCRAFT PROCUREMENT, AIR FORCE	115,668	115,668
MISSILE PROCUREMENT, AIR FORCE			
TACTICAL			
005	PREDATOR HELLFIRE MISSILE	24,200	24,200
	TOTAL MISSILE PROCUREMENT, AIR FORCE	24,200	24,200
PROCUREMENT OF AMMUNITION, AIR FORCE			
ROCKETS			
001	ROCKETS	326	326
CARTRIDGES			
002	CARTRIDGES	17,634	17,634
BOMBS			
004	GENERAL PURPOSE BOMBS	37,514	37,514
005	JOINT DIRECT ATTACK MUNITION	84,459	84,459
FLARES			
011	FLARES	14,973	14,973
012	FUZES	3,859	3,859
SMALL ARMS			
014	SMALL ARMS	1,200	1,200
	TOTAL PROCUREMENT OF AMMUNITION, AIR FORCE	159,965	159,965
OTHER PROCUREMENT, AIR FORCE			
ELECTRONICS PROGRAMS			
022	WEATHER OBSERVATION FORECAST	1,800	1,800
SPACE PROGRAMS			
046	MILSATCOM SPACE	5,695	5,695
BASE SUPPORT EQUIPMENT			
059	CONTINGENCY OPERATIONS	60,600	60,600
061	MOBILITY EQUIPMENT	68,000	68,000
SPECIAL SUPPORT PROJECTS			
068	DEFENSE SPACE RECONNAISSANCE PROG.	58,250	58,250
CLASSIFIED PROGRAMS			
068A	CLASSIFIED PROGRAMS	2,380,501	2,380,501
	TOTAL OTHER PROCUREMENT, AIR FORCE	2,574,846	2,574,846
PROCUREMENT, DEFENSE-WIDE			
MAJOR EQUIPMENT, DISA			
011	TELEPORT PROGRAM	4,760	4,760
CLASSIFIED PROGRAMS			
041A	CLASSIFIED PROGRAMS	78,986	78,986
AMMUNITION PROGRAMS			
060	ORDNANCE REPLENISHMENT	2,841	2,841
OTHER PROCUREMENT PROGRAMS			
064	INTELLIGENCE SYSTEMS	13,300	13,300
082	SOLDIER PROTECTION AND SURVIVAL SYSTEMS	8,034	8,034
087	OPERATIONAL ENHANCEMENTS	3,354	3,354
	TOTAL PROCUREMENT, DEFENSE-WIDE	111,275	111,275
JOINT URGENT OPERATIONAL NEEDS FUND			
JOINT URGENT OPERATIONAL NEEDS FUND			
001	JOINT URGENT OPERATIONAL NEEDS FUND	15,000	0
	Program reduction		[-15,000]
	TOTAL JOINT URGENT OPERATIONAL NEEDS FUND	15,000	0
NATIONAL GUARD & RESERVE EQUIPMENT			
UNDISTRIBUTED			
999	MISCELLANEOUS EQUIPMENT	0	400,000
	Program increase		[400,000]
	TOTAL NATIONAL GUARD & RESERVE EQUIPMENT	0	400,000
	TOTAL PROCUREMENT	6,366,979	7,168,707

1 **TITLE XLII—RESEARCH, DEVEL-**
 2 **OPMENT, TEST, AND EVALUA-**
 3 **TION**

4 **SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUA-**
 5 **TION.**

SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION
(In Thousands of Dollars)

Line	Program Element	Item	FY 2014 Request	House Authorized
RESEARCH, DEVELOPMENT, TEST & EVAL, ARMY				
BASIC RESEARCH				
001	0601101A	IN-HOUSE LABORATORY INDEPENDENT RESEARCH	21,803	21,803
002	0601102A	DEFENSE RESEARCH SCIENCES	221,901	221,901
003	0601103A	UNIVERSITY RESEARCH INITIATIVES	79,359	79,359
004	0601104A	UNIVERSITY AND INDUSTRY RESEARCH CENTERS	113,662	113,662
		SUBTOTAL BASIC RESEARCH	436,725	436,725
APPLIED RESEARCH				
005	0602105A	MATERIALS TECHNOLOGY	26,585	26,585
006	0602120A	SENSORS AND ELECTRONIC SURVIVABILITY	43,170	43,170
007	0602122A	TRACTOR HIP	36,293	36,293
008	0602211A	AVIATION TECHNOLOGY	55,615	55,615
009	0602270A	ELECTRONIC WARFARE TECHNOLOGY	17,585	17,585
010	0602303A	MISSILE TECHNOLOGY	51,528	51,528
011	0602307A	ADVANCED WEAPONS TECHNOLOGY	26,162	26,162
012	0602308A	ADVANCED CONCEPTS AND SIMULATION	24,063	24,063
013	0602601A	COMBAT VEHICLE AND AUTOMOTIVE TECHNOLOGY	64,589	64,589
014	0602618A	BALLISTICS TECHNOLOGY	68,300	68,300
015	0602622A	CHEMICAL, SMOKE AND EQUIPMENT DEFEATING TECHNOLOGY.	4,490	4,490
016	0602623A	JOINT SERVICE SMALL ARMS PROGRAM	7,818	7,818
017	0602624A	WEAPONS AND MUNITIONS TECHNOLOGY	37,798	37,798
018	0602705A	ELECTRONICS AND ELECTRONIC DEVICES	59,021	59,021
019	0602709A	NIGHT VISION TECHNOLOGY	43,426	43,426
020	0602712A	COUNTERMINE SYSTEMS	20,574	20,574
021	0602716A	HUMAN FACTORS ENGINEERING TECHNOLOGY	21,339	21,339
022	0602720A	ENVIRONMENTAL QUALITY TECHNOLOGY	20,316	20,316
023	0602782A	COMMAND, CONTROL, COMMUNICATIONS TECHNOLOGY	34,209	34,209
024	0602783A	COMPUTER AND SOFTWARE TECHNOLOGY	10,439	10,439
025	0602784A	MILITARY ENGINEERING TECHNOLOGY	70,064	70,064
026	0602785A	MANPOWER/PERSONNEL/TRAINING TECHNOLOGY	17,654	17,654
027	0602786A	WARFIGHTER TECHNOLOGY	31,546	31,546
028	0602787A	MEDICAL TECHNOLOGY	93,340	93,340
		SUBTOTAL APPLIED RESEARCH	885,924	885,924
ADVANCED TECHNOLOGY DEVELOPMENT				
029	0603001A	WARFIGHTER ADVANCED TECHNOLOGY	56,056	56,056
030	0603002A	MEDICAL ADVANCED TECHNOLOGY	62,032	62,032
031	0603003A	AVIATION ADVANCED TECHNOLOGY	81,080	81,080
032	0603004A	WEAPONS AND MUNITIONS ADVANCED TECHNOLOGY	63,919	63,919
033	0603005A	COMBAT VEHICLE AND AUTOMOTIVE ADVANCED TECHNOLOGY.	97,043	97,043
034	0603006A	SPACE APPLICATION ADVANCED TECHNOLOGY	5,866	5,866
035	0603007A	MANPOWER, PERSONNEL AND TRAINING ADVANCED TECHNOLOGY.	7,800	7,800
036	0603008A	ELECTRONIC WARFARE ADVANCED TECHNOLOGY	40,416	40,416
037	0603009A	TRACTOR HIKE	9,166	9,166
038	0603015A	NEXT GENERATION TRAINING & SIMULATION SYSTEMS	13,627	13,627
039	0603020A	TRACTOR ROSE	10,667	10,667
041	0603125A	COMBATING TERRORISM—TECHNOLOGY DEVELOPMENT	15,054	15,054
042	0603130A	TRACTOR NAIL	3,194	3,194
043	0603131A	TRACTOR EGGS	2,367	2,367
044	0603270A	ELECTRONIC WARFARE TECHNOLOGY	25,348	25,348
045	0603313A	MISSILE AND ROCKET ADVANCED TECHNOLOGY	64,009	64,009
046	0603322A	TRACTOR CAGE	11,083	11,083
047	0603461A	HIGH PERFORMANCE COMPUTING MODERNIZATION PROGRAM.	180,662	180,662
048	0603606A	LANDMINE WARFARE AND BARRIER ADVANCED TECHNOLOGY.	22,806	22,806
049	0603607A	JOINT SERVICE SMALL ARMS PROGRAM	5,030	5,030

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050	0603710A	NIGHT VISION ADVANCED TECHNOLOGY	36,407	36,407
051	0603728A	ENVIRONMENTAL QUALITY TECHNOLOGY DEMONSTRATIONS.	11,745	11,745
052	0603734A	MILITARY ENGINEERING ADVANCED TECHNOLOGY	23,717	23,717
053	0603772A	ADVANCED TACTICAL COMPUTER SCIENCE AND SENSOR TECHNOLOGY.	33,012	33,012
		SUBTOTAL ADVANCED TECHNOLOGY DEVELOPMENT.	882,106	882,106
		ADVANCED COMPONENT DEVELOPMENT & PROTOTYPES		
054	0603305A	ARMY MISSILE DEFENSE SYSTEMS INTEGRATION	15,301	15,301
055	0603308A	ARMY SPACE SYSTEMS INTEGRATION	13,592	13,592
056	0603619A	LANDMINE WARFARE AND BARRIER—ADV DEV	10,625	10,625
058	0603639A	TANK AND MEDIUM CALIBER AMMUNITION	30,612	30,612
059	0603653A	ADVANCED TANK ARMAMENT SYSTEM (ATAS)	49,989	49,989
060	0603747A	SOLDIER SUPPORT AND SURVIVABILITY	6,703	6,703
061	0603766A	TACTICAL ELECTRONIC SURVEILLANCE SYSTEM—ADV DEV	6,894	6,894
062	0603774A	NIGHT VISION SYSTEMS ADVANCED DEVELOPMENT	9,066	9,066
063	0603779A	ENVIRONMENTAL QUALITY TECHNOLOGY—DEM/VAL	2,633	2,633
064	0603782A	WARFIGHTER INFORMATION NETWORK-TACTICAL—DEM/VAL.	272,384	272,384
065	0603790A	NATO RESEARCH AND DEVELOPMENT	3,874	3,874
066	0603801A	AVIATION—ADV DEV	5,018	5,018
067	0603804A	LOGISTICS AND ENGINEER EQUIPMENT—ADV DEV	11,556	11,556
069	0603807A	MEDICAL SYSTEMS—ADV DEV	15,603	15,603
070	0603827A	SOLDIER SYSTEMS—ADVANCED DEVELOPMENT	14,159	14,159
071	0603850A	INTEGRATED BROADCAST SERVICE	79	79
072	0604115A	TECHNOLOGY MATURATION INITIATIVES	55,605	55,605
074	0604319A	INDIRECT FIRE PROTECTION CAPABILITY INCREMENT 2—INTERCEPT (IFPC2).	79,232	79,232
075	0604785A	INTEGRATED BASE DEFENSE (BUDGET ACTIVITY 4)	4,476	4,476
076	0305205A	ENDURANCE UAVS	28,991	991
		LEMV program reduction		[-28,000]
		SUBTOTAL ADVANCED COMPONENT DEVELOPMENT & PROTOTYPES.	636,392	608,392
		SYSTEM DEVELOPMENT & DEMONSTRATION		
077	0604201A	AIRCRAFT AVIONICS	76,588	76,588
078	0604220A	ARMED, DEPLOYABLE HELOS	73,309	73,309
079	0604270A	ELECTRONIC WARFARE DEVELOPMENT	154,621	154,621
080	0604280A	JOINT TACTICAL RADIO	31,826	31,826
081	0604290A	MID-TIER NETWORKING VEHICULAR RADIO (MNVR)	23,341	23,341
082	0604321A	ALL SOURCE ANALYSIS SYSTEM	4,839	4,839
083	0604328A	TRACTOR CAGE	23,841	23,841
084	0604601A	INFANTRY SUPPORT WEAPONS	79,855	90,855
		Transfer from WTCV line 15—XM25 development		[11,000]
085	0604604A	MEDIUM TACTICAL VEHICLES	2,140	2,140
086	0604611A	JAVELIN	5,002	5,002
087	0604622A	FAMILY OF HEAVY TACTICAL VEHICLES	21,321	21,321
088	0604633A	AIR TRAFFIC CONTROL	514	514
093	0604710A	NIGHT VISION SYSTEMS—ENG DEV	43,405	43,405
094	0604713A	COMBAT FEEDING, CLOTHING, AND EQUIPMENT	1,939	1,939
095	0604715A	NON-SYSTEM TRAINING DEVICES—ENG DEV	18,980	18,980
097	0604741A	AIR DEFENSE COMMAND, CONTROL AND INTELLIGENCE—ENG DEV.	18,294	18,294
098	0604742A	CONSTRUCTIVE SIMULATION SYSTEMS DEVELOPMENT	17,013	17,013
099	0604746A	AUTOMATIC TEST EQUIPMENT DEVELOPMENT	6,701	6,701
100	0604760A	DISTRIBUTIVE INTERACTIVE SIMULATIONS (DIS)—ENG DEV	14,575	14,575
101	0604780A	COMBINED ARMS TACTICAL TRAINER (CATT) CORE	27,634	27,634
102	0604798A	BRIGADE ANALYSIS, INTEGRATION AND EVALUATION	193,748	193,748
103	0604802A	WEAPONS AND MUNITIONS—ENG DEV	15,721	15,721
104	0604804A	LOGISTICS AND ENGINEER EQUIPMENT—ENG DEV	41,703	41,703
105	0604805A	COMMAND, CONTROL, COMMUNICATIONS SYSTEMS—ENG DEV.	7,379	7,379
106	0604807A	MEDICAL MATERIEL/MEDICAL BIOLOGICAL DEFENSE EQUIPMENT—ENG DEV.	39,468	39,468
107	0604808A	LANDMINE WARFARE/BARRIER—ENG DEV	92,285	92,285
108	0604814A	ARTILLERY MUNITIONS—EMD	8,209	8,209
109	0604818A	ARMY TACTICAL COMMAND & CONTROL HARDWARE & SOFTWARE.	22,958	22,958
110	0604820A	RADAR DEVELOPMENT	1,549	1,549
111	0604822A	GENERAL FUND ENTERPRISE BUSINESS SYSTEM (GFEBS) ...	17,342	17,342
112	0604823A	FIREFINDER	47,221	47,221
113	0604827A	SOLDIER SYSTEMS—WARRIOR DEM/VAL	48,477	48,477
114	0604854A	ARTILLERY SYSTEMS—EMD	80,613	80,613
117	0605013A	INFORMATION TECHNOLOGY DEVELOPMENT	68,814	68,814
118	0605018A	INTEGRATED PERSONNEL AND PAY SYSTEM-ARMY (IPPS-A)	137,290	137,290

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119	0605028A	ARMORED MULTI-PURPOSE VEHICLE (AMPV)	116,298	116,298
120	0605030A	JOINT TACTICAL NETWORK CENTER (JTNC)	68,148	68,148
121	0605380A	AMF JOINT TACTICAL RADIO SYSTEM (JTRS)	33,219	33,219
122	0605450A	JOINT AIR-TO-GROUND MISSILE (JAGM)	15,127	15,127
124	0605456A	PAC-3/MISE MISSILE	68,843	68,843
125	0605457A	ARMY INTEGRATED AIR AND MISSILE DEFENSE (AIAMD)	364,649	364,649
126	0605625A	MANNED GROUND VEHICLE	592,201	592,201
127	0605626A	AERIAL COMMON SENSOR	10,382	10,382
128	0605766A	NATIONAL CAPABILITIES INTEGRATION (MIP)	21,143	21,143
129	0605812A	JOINT LIGHT TACTICAL VEHICLE (JLTV) ENGINEERING AND MANUFACTURING DEVELOPMENT PH.	84,230	84,230
130	0303032A	TROJAN—RH12	3,465	3,465
131	0304270A	ELECTRONIC WARFARE DEVELOPMENT	10,806	10,806
		SUBTOTAL SYSTEM DEVELOPMENT & DEMONSTRATION	2,857,026	2,868,026
		RDT&E MANAGEMENT SUPPORT		
132	0604256A	THREAT SIMULATOR DEVELOPMENT	16,934	16,934
133	0604258A	TARGET SYSTEMS DEVELOPMENT	13,488	13,488
134	0604759A	MAJOR T&E INVESTMENT	46,672	46,672
135	0605103A	RAND ARROYO CENTER	11,919	11,919
136	0605301A	ARMY KWAJALEIN ATOLL	193,658	193,658
137	0605326A	CONCEPTS EXPERIMENTATION PROGRAM	37,158	37,158
139	0605601A	ARMY TEST RANGES AND FACILITIES	340,659	340,659
140	0605602A	ARMY TECHNICAL TEST INSTRUMENTATION AND TARGETS	66,061	66,061
141	0605604A	SURVIVABILITY/LETHALITY ANALYSIS	43,280	43,280
143	0605606A	AIRCRAFT CERTIFICATION	6,025	6,025
144	0605702A	METEOROLOGICAL SUPPORT TO RDT&E ACTIVITIES	7,349	7,349
145	0605706A	MATERIEL SYSTEMS ANALYSIS	19,809	19,809
146	0605709A	EXPLOITATION OF FOREIGN ITEMS	5,941	5,941
147	0605712A	SUPPORT OF OPERATIONAL TESTING	55,504	55,504
148	0605716A	ARMY EVALUATION CENTER	65,274	65,274
149	0605718A	ARMY MODELING & SIM X-CMD COLLABORATION & INTEG	1,283	1,283
150	0605801A	PROGRAMWIDE ACTIVITIES	82,035	82,035
151	0605803A	TECHNICAL INFORMATION ACTIVITIES	33,853	33,853
152	0605805A	MUNITIONS STANDARDIZATION, EFFECTIVENESS AND SAFETY.	53,340	53,340
153	0605857A	ENVIRONMENTAL QUALITY TECHNOLOGY MGMT SUPPORT ..	5,193	5,193
154	0605898A	MANAGEMENT HQ—R&D	54,175	54,175
		SUBTOTAL RDT&E MANAGEMENT SUPPORT	1,159,610	1,159,610
		OPERATIONAL SYSTEMS DEVELOPMENT		
156	0603778A	MLRS PRODUCT IMPROVEMENT PROGRAM	110,576	110,576
157	0607141A	LOGISTICS AUTOMATION	3,717	3,717
159	0607865A	PATRIOT PRODUCT IMPROVEMENT	70,053	70,053
160	0102419A	AEROSTAT JOINT PROJECT OFFICE	98,450	68,450
		JLENS program reduction		[-30,000]
161	0203726A	ADV FIELD ARTILLERY TACTICAL DATA SYSTEM	30,940	30,940
162	0203735A	COMBAT VEHICLE IMPROVEMENT PROGRAMS	177,532	177,532
163	0203740A	MANEUVER CONTROL SYSTEM	36,495	36,495
164	0203744A	AIRCRAFT MODIFICATIONS/PRODUCT IMPROVEMENT PROGRAMS.	257,187	257,187
165	0203752A	AIRCRAFT ENGINE COMPONENT IMPROVEMENT PROGRAM ..	315	315
166	0203758A	DIGITIZATION	6,186	6,186
167	0203801A	MISSILE/AIR DEFENSE PRODUCT IMPROVEMENT PROGRAM	1,578	1,578
168	0203802A	OTHER MISSILE PRODUCT IMPROVEMENT PROGRAMS	62,100	62,100
169	0203808A	TRACTOR CARD	18,778	18,778
170	0208053A	JOINT TACTICAL GROUND SYSTEM	7,108	7,108
173	0303028A	SECURITY AND INTELLIGENCE ACTIVITIES	7,600	7,600
174	0303140A	INFORMATION SYSTEMS SECURITY PROGRAM	9,357	9,357
175	0303141A	GLOBAL COMBAT SUPPORT SYSTEM	41,225	41,225
176	0303142A	SATCOM GROUND ENVIRONMENT (SPACE)	18,197	18,197
177	0303150A	WWMCCS/GLOBAL COMMAND AND CONTROL SYSTEM	14,215	14,215
179	0305204A	TACTICAL UNMANNED AERIAL VEHICLES	33,533	33,533
180	0305208A	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	27,622	27,622
181	0305219A	MQ-1C GRAY EAGLE UAS	10,901	10,901
182	0305232A	RQ-11 UAV	2,321	2,321
183	0305233A	RQ-7 UAV	12,031	12,031
185	0307665A	BIOMETRICS ENABLED INTELLIGENCE	12,449	12,449
186	0708045A	END ITEM INDUSTRIAL PREPAREDNESS ACTIVITIES	56,136	56,136
186A	9999999999	CLASSIFIED PROGRAMS	4,717	4,717
		SUBTOTAL OPERATIONAL SYSTEMS DEVELOPMENT	1,131,319	1,101,319
		TOTAL RESEARCH, DEVELOPMENT, TEST & EVAL, ARMY	7,989,102	7,942,102
		RESEARCH, DEVELOPMENT, TEST & EVAL, NAVY		
		BASIC RESEARCH		

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001	0601103N	UNIVERSITY RESEARCH INITIATIVES	112,617	122,617
		Program increase		[10,000]
002	0601152N	IN-HOUSE LABORATORY INDEPENDENT RESEARCH	18,230	18,230
003	0601153N	DEFENSE RESEARCH SCIENCES	484,459	484,459
		SUBTOTAL BASIC RESEARCH	615,306	625,306
		APPLIED RESEARCH		
004	0602114N	POWER PROJECTION APPLIED RESEARCH	104,513	104,513
005	0602123N	FORCE PROTECTION APPLIED RESEARCH	145,307	145,307
006	0602131M	MARINE CORPS LANDING FORCE TECHNOLOGY	47,334	47,334
007	0602235N	COMMON PICTURE APPLIED RESEARCH	34,163	34,163
008	0602236N	WARFIGHTER SUSTAINMENT APPLIED RESEARCH	49,689	49,689
009	0602271N	ELECTROMAGNETIC SYSTEMS APPLIED RESEARCH	97,701	97,701
010	0602435N	OCEAN WARFIGHTING ENVIRONMENT APPLIED RESEARCH	45,685	63,685
		AGOR mid life refit		[18,000]
011	0602651M	JOINT NON-LETHAL WEAPONS APPLIED RESEARCH	6,060	6,060
012	0602747N	UNDERSEA WARFARE APPLIED RESEARCH	103,050	103,050
013	0602750N	FUTURE NAVAL CAPABILITIES APPLIED RESEARCH	169,710	169,710
014	0602782N	MINE AND EXPEDITIONARY WARFARE APPLIED RESEARCH	31,326	31,326
		SUBTOTAL APPLIED RESEARCH	894,538	852,538
		ADVANCED TECHNOLOGY DEVELOPMENT		
015	0603114N	POWER PROJECTION ADVANCED TECHNOLOGY	48,201	48,201
016	0603123N	FORCE PROTECTION ADVANCED TECHNOLOGY	28,328	28,328
019	0603271N	ELECTROMAGNETIC SYSTEMS ADVANCED TECHNOLOGY	56,179	56,179
020	0603404M	USMC ADVANCED TECHNOLOGY DEMONSTRATION (ATD)	132,400	132,400
021	0603651M	JOINT NON-LETHAL WEAPONS TECHNOLOGY DEVELOPMENT	11,854	11,854
022	0603673N	FUTURE NAVAL CAPABILITIES ADVANCED TECHNOLOGY DEVELOPMENT	247,931	247,931
023	0603729N	WARFIGHTER PROTECTION ADVANCED TECHNOLOGY	4,760	4,760
025	0603758N	NAVY WARFIGHTING EXPERIMENTS AND DEMONSTRATIONS	51,463	51,463
026	0603782N	MINE AND EXPEDITIONARY WARFARE ADVANCED TECHNOLOGY	2,000	2,000
		SUBTOTAL ADVANCED TECHNOLOGY DEVELOPMENT	583,116	583,116
		ADVANCED COMPONENT DEVELOPMENT & PROTOTYPES		
027	0603207N	AIR/OCEAN TACTICAL APPLICATIONS	42,246	42,246
028	0603216N	AVIATION SURVIVABILITY	5,591	5,591
029	0603237N	DEPLOYABLE JOINT COMMAND AND CONTROL	3,262	3,262
030	0603251N	AIRCRAFT SYSTEMS	74	74
031	0603254N	ASW SYSTEMS DEVELOPMENT	7,964	7,964
032	0603261N	TACTICAL AIRBORNE RECONNAISSANCE	5,257	5,257
033	0603382N	ADVANCED COMBAT SYSTEMS TECHNOLOGY	1,570	1,570
034	0603502N	SURFACE AND SHALLOW WATER MINE COUNTERMEASURES	168,040	168,040
035	0603506N	SURFACE SHIP TORPEDO DEFENSE	88,649	88,649
036	0603512N	CARRIER SYSTEMS DEVELOPMENT	83,902	83,902
037	0603525N	PILOT FISH	108,713	108,713
038	0603527N	RETRACT LARCH	9,316	9,316
039	0603536N	RETRACT JUNIPER	77,108	77,108
040	0603542N	RADIOLOGICAL CONTROL	762	762
041	0603553N	SURFACE ASW	2,349	2,349
042	0603561N	ADVANCED SUBMARINE SYSTEM DEVELOPMENT	852,977	874,977
		Unmanned Underwater Vehicle Development		[22,000]
043	0603562N	SUBMARINE TACTICAL WARFARE SYSTEMS	8,764	8,764
044	0603563N	SHIP CONCEPT ADVANCED DESIGN	20,501	20,501
045	0603564N	SHIP PRELIMINARY DESIGN & FEASIBILITY STUDIES	27,052	27,052
046	0603570N	ADVANCED NUCLEAR POWER SYSTEMS	428,933	428,933
047	0603573N	ADVANCED SURFACE MACHINERY SYSTEMS	27,154	27,154
048	0603576N	CHALK EAGLE	519,140	519,140
049	0603581N	LITTORAL COMBAT SHIP (LCS)	406,389	406,389
050	0603582N	COMBAT SYSTEM INTEGRATION	36,570	36,570
051	0603609N	CONVENTIONAL MUNITIONS	8,404	8,404
052	0603611M	MARINE CORPS ASSAULT VEHICLES	136,967	136,967
053	0603635M	MARINE CORPS GROUND COMBAT/SUPPORT SYSTEM	1,489	1,489
054	0603654N	JOINT SERVICE EXPLOSIVE ORDNANCE DEVELOPMENT	38,422	38,422
055	0603658N	COOPERATIVE ENGAGEMENT	69,312	69,312
056	0603713N	OCEAN ENGINEERING TECHNOLOGY DEVELOPMENT	9,196	9,196
057	0603721N	ENVIRONMENTAL PROTECTION	18,850	18,850
058	0603724N	NAVY ENERGY PROGRAM	45,618	45,618
059	0603725N	FACILITIES IMPROVEMENT	3,019	3,019
060	0603734N	CHALK CORAL	144,951	144,951
061	0603739N	NAVY LOGISTIC PRODUCTIVITY	5,797	5,797
062	0603746N	RETRACT MAPLE	308,131	308,131
063	0603748N	LINK PLUMERIA	195,189	195,189
064	0603751N	RETRACT ELM	56,358	56,358

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065	0603764N	LINK EVERGREEN	55,378	55,378
066	0603787N	SPECIAL PROCESSES	48,842	48,842
067	0603790N	NATO RESEARCH AND DEVELOPMENT	7,509	7,509
068	0603795N	LAND ATTACK TECHNOLOGY	5,075	5,075
069	0603851M	JOINT NON-LETHAL WEAPONS TESTING	51,178	51,178
070	0603860N	JOINT PRECISION APPROACH AND LANDING SYSTEMS— DEM/VAL	205,615	205,615
072	0604272N	TACTICAL AIR DIRECTIONAL INFRARED COUNTER- MEASURES (TADIRCM)	37,227	37,227
073	0604279N	ASE SELF-PROTECTION OPTIMIZATION	169	169
074	0604653N	JOINT COUNTER RADIO CONTROLLED IED ELECTRONIC WARFARE (JCREW)	20,874	10,874
		Schedule delay		[-10,000]
075	0604659N	PRECISION STRIKE WEAPONS DEVELOPMENT PROGRAM	2,257	2,257
076	0604707N	SPACE AND ELECTRONIC WARFARE (SEW) ARCHITECTURE/ ENGINEERING SUPPORT	38,327	38,327
077	0604786N	OFFENSIVE ANTI-SURFACE WARFARE WEAPON DEVELOP- MENT	135,985	135,985
078	0605812M	JOINT LIGHT TACTICAL VEHICLE (JLTV) ENGINEERING AND MANUFACTURING DEVELOPMENT PH.	50,362	50,362
079	0303354N	ASW SYSTEMS DEVELOPMENT—MIP	8,448	8,448
080	0304270N	ELECTRONIC WARFARE DEVELOPMENT—MIP	153	153
		SUBTOTAL ADVANCED COMPONENT DEVELOP- MENT & PROTOTYPES.	4,641,385	4,653,385
		SYSTEM DEVELOPMENT & DEMONSTRATION		
081	0604212N	OTHER HELO DEVELOPMENT	40,558	40,558
082	0604214N	AV-8B AIRCRAFT—ENG DEV	35,825	35,825
083	0604215N	STANDARDS DEVELOPMENT	99,891	99,891
084	0604216N	MULTI-MISSION HELICOPTER UPGRADE DEVELOPMENT	17,565	17,565
085	0604218N	AIR/OCEAN EQUIPMENT ENGINEERING	4,026	4,026
086	0604221N	P-3 MODERNIZATION PROGRAM	1,791	1,791
087	0604230N	WARFARE SUPPORT SYSTEM	11,725	11,725
088	0604231N	TACTICAL COMMAND SYSTEM	68,463	68,463
089	0604234N	ADVANCED HAWKEYE	152,041	152,041
090	0604245N	H-1 UPGRADES	47,123	47,123
091	0604261N	ACOUSTIC SEARCH SENSORS	30,208	30,208
092	0604262N	V-22A	43,084	43,084
093	0604264N	AIR CREW SYSTEMS DEVELOPMENT	11,401	11,401
094	0604269N	EA-18	11,138	11,138
095	0604270N	ELECTRONIC WARFARE DEVELOPMENT	34,964	34,964
096	0604273N	VH-71A EXECUTIVE HELO DEVELOPMENT	94,238	94,238
097	0604274N	NEXT GENERATION JAMMER (NGJ)	257,796	257,796
098	0604280N	JOINT TACTICAL RADIO SYSTEM—NAVY (JTRS-NAVY)	3,302	3,302
099	0604307N	SURFACE COMBATANT COMBAT SYSTEM ENGINEERING	240,298	240,298
100	0604311N	LPD-17 CLASS SYSTEMS INTEGRATION	1,214	1,214
101	0604329N	SMALL DIAMETER BOMB (SDB)	46,007	46,007
102	0604366N	STANDARD MISSILE IMPROVEMENTS	75,592	75,592
103	0604373N	AIRBORNE MCM	117,854	117,854
104	0604376M	MARINE AIR GROUND TASK FORCE (MAGTF) ELECTRONIC WARFARE (EW) FOR AVIATION	10,080	10,080
105	0604378N	NAVAL INTEGRATED FIRE CONTROL—COUNTER AIR SYS- TEMS ENGINEERING	21,413	21,413
106	0604404N	UNMANNED CARRIER LAUNCHED AIRBORNE SURVEIL- LANCE AND STRIKE (UCLASS) SYSTEM	146,683	146,683
107	0604501N	ADVANCED ABOVE WATER SENSORS	275,871	275,871
108	0604503N	SSN-688 AND TRIDENT MODERNIZATION	89,672	89,672
109	0604504N	AIR CONTROL	13,754	13,754
110	0604512N	SHIPBOARD AVIATION SYSTEMS	69,615	69,615
112	0604558N	NEW DESIGN SSN	121,566	121,566
113	0604562N	SUBMARINE TACTICAL WARFARE SYSTEM	49,143	49,143
114	0604567N	SHIP CONTRACT DESIGN/ LIVE FIRE T&E	155,254	155,254
115	0604574N	NAVY TACTICAL COMPUTER RESOURCES	3,689	3,689
116	0604601N	MINE DEVELOPMENT	5,041	5,041
117	0604610N	LIGHTWEIGHT TORPEDO DEVELOPMENT	26,444	26,444
118	0604654N	JOINT SERVICE EXPLOSIVE ORDNANCE DEVELOPMENT	8,897	8,897
119	0604703N	PERSONNEL, TRAINING, SIMULATION, AND HUMAN FAC- TORS	6,233	6,233
120	0604727N	JOINT STANDOFF WEAPON SYSTEMS	442	442
121	0604755N	SHIP SELF DEFENSE (DETECT & CONTROL)	130,360	130,360
122	0604756N	SHIP SELF DEFENSE (ENGAGE: HARD KILL)	50,209	50,209
123	0604757N	SHIP SELF DEFENSE (ENGAGE: SOFT KILL/EW)	164,799	164,799
124	0604761N	INTELLIGENCE ENGINEERING	1,984	1,984
125	0604771N	MEDICAL DEVELOPMENT	9,458	9,458
126	0604777N	NAVIGATION/ID SYSTEM	51,430	51,430
127	0604800M	JOINT STRIKE FIGHTER (JSF)—EMD	512,631	512,631
128	0604800N	JOINT STRIKE FIGHTER (JSF)—EMD	534,187	534,187
129	0605013M	INFORMATION TECHNOLOGY DEVELOPMENT	5,564	5,564

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130	0605013N	INFORMATION TECHNOLOGY DEVELOPMENT	69,659	69,659
132	0605212N	CH-53K RDTE	503,180	503,180
133	0605450N	JOINT AIR-TO-GROUND MISSILE (JAGM)	5,500	5,500
134	0605500N	MULTI-MISSION MARITIME AIRCRAFT (MMA)	317,358	317,358
135	0204202N	DDG-1000	187,910	187,910
136	0304231N	TACTICAL COMMAND SYSTEM—MIP	2,140	2,140
137	0304785N	TACTICAL CRYPTOLOGIC SYSTEMS	9,406	9,406
138	0305124N	SPECIAL APPLICATIONS PROGRAM	22,800	22,800
		SUBTOTAL SYSTEM DEVELOPMENT & DEMONSTRATION.	5,028,476	5,028,476
		MANAGEMENT SUPPORT		
139	0604256N	THREAT SIMULATOR DEVELOPMENT	43,261	43,261
140	0604258N	TARGET SYSTEMS DEVELOPMENT	71,872	71,872
141	0604759N	MAJOR T&E INVESTMENT	38,033	38,033
142	0605126N	JOINT THEATER AIR AND MISSILE DEFENSE ORGANIZATION.	1,352	1,352
143	0605152N	STUDIES AND ANALYSIS SUPPORT—NAVY	5,566	5,566
144	0605154N	CENTER FOR NAVAL ANALYSES	48,345	48,345
146	0605804N	TECHNICAL INFORMATION SERVICES	637	637
147	0605853N	MANAGEMENT, TECHNICAL & INTERNATIONAL SUPPORT	76,585	76,585
148	0605856N	STRATEGIC TECHNICAL SUPPORT	3,221	3,221
149	0605861N	RDT&E SCIENCE AND TECHNOLOGY MANAGEMENT	72,725	72,725
150	0605863N	RDT&E SHIP AND AIRCRAFT SUPPORT	141,778	141,778
151	0605864N	TEST AND EVALUATION SUPPORT	331,219	331,219
152	0605865N	OPERATIONAL TEST AND EVALUATION CAPABILITY	16,565	16,565
153	0605866N	NAVY SPACE AND ELECTRONIC WARFARE (SEW) SUPPORT	3,265	3,265
154	0605867N	SEW SURVEILLANCE/RECONNAISSANCE SUPPORT	7,134	7,134
155	0605873M	MARINE CORPS PROGRAM WIDE SUPPORT	24,082	24,082
156	0305885N	TACTICAL CRYPTOLOGIC ACTIVITIES	497	497
		SUBTOTAL MANAGEMENT SUPPORT	886,137	886,137
		OPERATIONAL SYSTEMS DEVELOPMENT		
159	0604227N	HARPOON MODIFICATIONS	699	699
160	0604402N	UNMANNED COMBAT AIR VEHICLE (UCAV) ADVANCED COMPONENT AND PROTOTYPE DEVELOPMENT. X-47B Aerial Refueling Test & Evaluation	20,961	40,961 [20,000]
162	0604766M	MARINE CORPS DATA SYSTEMS	35	35
163	0605525N	CARRIER ONBOARD DELIVERY (COD) FOLLOW ON	2,460	2,460
164	0605555N	STRIKE WEAPONS DEVELOPMENT	9,757	9,757
165	0101221N	STRATEGIC SUB & WEAPONS SYSTEM SUPPORT	98,057	121,957
		Reentry System Applications and Strategic Guidance Applications		[23,900]
166	0101224N	SSBN SECURITY TECHNOLOGY PROGRAM	31,768	31,768
167	0101226N	SUBMARINE ACOUSTIC WARFARE DEVELOPMENT	1,464	1,464
168	0101402N	NAVY STRATEGIC COMMUNICATIONS	21,729	21,729
169	0203761N	RAPID TECHNOLOGY TRANSITION (RTT)	13,561	13,561
170	0204136N	F/A-18 SQUADRONS	131,118	131,118
171	0204152N	E-2 SQUADRONS	1,971	1,971
172	0204163N	FLEET TELECOMMUNICATIONS (TACTICAL)	46,155	46,155
173	0204228N	SURFACE SUPPORT	2,374	2,374
174	0204229N	TOMAHAWK AND TOMAHAWK MISSION PLANNING CENTER (TMPC).	12,407	12,407
175	0204311N	INTEGRATED SURVEILLANCE SYSTEM	41,609	41,609
176	0204413N	AMPHIBIOUS TACTICAL SUPPORT UNITS (DISPLACEMENT CRAFT).	7,240	7,240
177	0204460M	GROUND/AIR TASK ORIENTED RADAR (G/ATOR)	78,208	78,208
178	0204571N	CONSOLIDATED TRAINING SYSTEMS DEVELOPMENT	45,124	45,124
179	0204574N	CRYPTOLOGIC DIRECT SUPPORT	2,703	2,703
180	0204575N	ELECTRONIC WARFARE (EW) READINESS SUPPORT	19,563	19,563
181	0205601N	HARM IMPROVEMENT	13,586	13,586
182	0205604N	TACTICAL DATA LINKS	197,538	197,538
183	0205620N	SURFACE ASW COMBAT SYSTEM INTEGRATION	31,863	31,863
184	0205632N	MK-48 ADCAP	12,806	12,806
185	0205633N	AVIATION IMPROVEMENTS	88,607	88,607
187	0205675N	OPERATIONAL NUCLEAR POWER SYSTEMS	116,928	116,928
188	0206313M	MARINE CORPS COMMUNICATIONS SYSTEMS	178,753	178,753
189	0206623M	MARINE CORPS GROUND COMBAT/SUPPORTING ARMS SYSTEMS. Marine personnel carrier—funding ahead of need	139,594	113,794 [-20,800]
		Precision extended range munition program reduction		[-5,000]
190	0206624M	MARINE CORPS COMBAT SERVICES SUPPORT	42,647	42,647
191	0206625M	USMC INTELLIGENCE/ELECTRONIC WARFARE SYSTEMS (AIP).	34,394	34,394
192	0207161N	TACTICAL AIM MISSILES	39,159	39,159
193	0207163N	ADVANCED MEDIUM RANGE AIR-TO-AIR MISSILE (AMRAAM)	2,613	2,613
194	0208058N	JOINT HIGH SPEED VESSEL (JHSV)	986	986
199	0303109N	SATELLITE COMMUNICATIONS (SPACE)	66,231	66,231
200	0303138N	CONSOLIDATED AFLOAT NETWORK ENTERPRISE SERVICES (CANES).	24,476	24,476

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201	0303140N	INFORMATION SYSTEMS SECURITY PROGRAM	23,531	23,531
206	0305160N	NAVY METEOROLOGICAL AND OCEAN SENSORS-SPACE (METOC).	742	742
207	0305192N	MILITARY INTELLIGENCE PROGRAM (MIP) ACTIVITIES	4,804	4,804
208	0305204N	TACTICAL UNMANNED AERIAL VEHICLES	8,381	8,381
211	0305208M	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	5,535	5,535
212	0305208N	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	19,718	19,718
213	0305220N	RQ-4 UAV	375,235	375,235
214	0305231N	MQ-8 UAV	48,713	48,713
215	0305232M	RQ-11 UAV	102	102
216	0305233N	RQ-7 UAV	710	710
217	0305234N	SMALL (LEVEL 0) TACTICAL UAS (STUASL0)	5,013	5,013
219	0305239M	RQ-21A	11,122	11,122
220	0305241N	MULTI-INTELLIGENCE SENSOR DEVELOPMENT	28,851	28,851
221	0308601N	MODELING AND SIMULATION SUPPORT	5,116	5,116
222	0702207N	DEPOT MAINTENANCE (NON-IF)	28,042	28,042
223	0708011N	INDUSTRIAL PREPAREDNESS	50,933	50,933
224	0708730N	MARITIME TECHNOLOGY (MARITECH)	4,998	4,998
224A	9999999999	CLASSIFIED PROGRAMS	1,185,132	1,185,132
		SUBTOTAL OPERATIONAL SYSTEMS DEVELOPMENT	3,385,822	3,403,922
		TOTAL RESEARCH, DEVELOPMENT, TEST & EVAL, NAVY.	15,974,780	16,032,880
		RESEARCH, DEVELOPMENT, TEST & EVAL, AF		
		BASIC RESEARCH		
001	0601102F	DEFENSE RESEARCH SCIENCES	373,151	373,151
002	0601103F	UNIVERSITY RESEARCH INITIATIVES	138,333	138,333
003	0601108F	HIGH ENERGY LASER RESEARCH INITIATIVES	13,286	13,286
		SUBTOTAL BASIC RESEARCH	524,770	524,770
		APPLIED RESEARCH		
004	0602102F	MATERIALS	116,846	116,846
005	0602201F	AEROSPACE VEHICLE TECHNOLOGIES	119,672	119,672
006	0602202F	HUMAN EFFECTIVENESS APPLIED RESEARCH	89,483	89,483
007	0602203F	AEROSPACE PROPULSION	197,546	197,546
008	0602204F	AEROSPACE SENSORS	127,539	127,539
009	0602601F	SPACE TECHNOLOGY	104,063	104,063
010	0602602F	CONVENTIONAL MUNITIONS	81,521	81,521
011	0602605F	DIRECTED ENERGY TECHNOLOGY	112,845	112,845
012	0602788F	DOMINANT INFORMATION SCIENCES AND METHODS	138,161	138,161
013	0602890F	HIGH ENERGY LASER RESEARCH	40,217	40,217
		SUBTOTAL APPLIED RESEARCH	1,127,893	1,127,893
		ADVANCED TECHNOLOGY DEVELOPMENT		
014	0603112F	ADVANCED MATERIALS FOR WEAPON SYSTEMS	39,572	49,572
		Program increase		[10,000]
015	0603199F	SUSTAINMENT SCIENCE AND TECHNOLOGY (S&T)	12,800	12,800
016	0603203F	ADVANCED AEROSPACE SENSORS	30,579	30,579
017	0603211F	AEROSPACE TECHNOLOGY DEV/DEMO	77,347	77,347
018	0603216F	AEROSPACE PROPULSION AND POWER TECHNOLOGY	149,321	149,321
019	0603270F	ELECTRONIC COMBAT TECHNOLOGY	49,128	49,128
020	0603401F	ADVANCED SPACECRAFT TECHNOLOGY	68,071	68,071
021	0603444F	MAUI SPACE SURVEILLANCE SYSTEM (MSSS)	26,299	26,299
022	0603456F	HUMAN EFFECTIVENESS ADVANCED TECHNOLOGY DEVELOPMENT.	20,967	20,967
023	0603601F	CONVENTIONAL WEAPONS TECHNOLOGY	33,996	33,996
024	0603605F	ADVANCED WEAPONS TECHNOLOGY	19,000	19,000
025	0603680F	MANUFACTURING TECHNOLOGY PROGRAM	41,353	41,353
026	0603788F	BATTLESPACE KNOWLEDGE DEVELOPMENT AND DEMONSTRATION.	49,093	49,093
		SUBTOTAL ADVANCED TECHNOLOGY DEVELOPMENT.	617,526	627,526
		ADVANCED COMPONENT DEVELOPMENT & PROTOTYPES		
028	0603260F	INTELLIGENCE ADVANCED DEVELOPMENT	3,983	3,983
029	0603287F	PHYSICAL SECURITY EQUIPMENT	3,874	3,874
032	0603438F	SPACE CONTROL TECHNOLOGY	27,024	27,024
033	0603742F	COMBAT IDENTIFICATION TECHNOLOGY	15,899	15,899
034	0603790F	NATO RESEARCH AND DEVELOPMENT	4,568	4,568
035	0603791F	INTERNATIONAL SPACE COOPERATIVE R&D	379	379
036	0603830F	SPACE PROTECTION PROGRAM (SPP)	28,764	28,764
038	0603851F	INTERCONTINENTAL BALLISTIC MISSILE—DEM/VAL	86,737	86,737
040	0603859F	POLLUTION PREVENTION—DEM/VAL	953	953
042	0604015F	LONG RANGE STRIKE	379,437	379,437
044	0604317F	TECHNOLOGY TRANSFER	2,606	2,606
045	0604327F	HARD AND DEEPLY BURIED TARGET DEFEAT SYSTEM (HDBTDS) PROGRAM.	103	103

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047	0604337F	REQUIREMENTS ANALYSIS AND MATURATION	16,018	16,018
049	0604458F	AIR & SPACE OPS CENTER	58,861	58,861
050	0604618F	JOINT DIRECT ATTACK MUNITION	2,500	2,500
051	0604635F	GROUND ATTACK WEAPONS FUZE DEVELOPMENT	21,175	21,175
053	0604858F	TECH TRANSITION PROGRAM	13,636	13,636
054	0105921F	SERVICE SUPPORT TO STRATCOM—SPACE ACTIVITIES	2,799	2,799
055	0207455F	THREE DIMENSIONAL LONG-RANGE RADAR (3DELRR)	70,160	70,160
056	0305164F	NAVSTAR GLOBAL POSITIONING SYSTEM (USER EQUIP- MENT) (SPACE).	137,233	137,233
		SUBTOTAL ADVANCED COMPONENT DEVELOP- MENT & PROTOTYPES.	876,709	876,709
		SYSTEM DEVELOPMENT & DEMONSTRATION		
058	0603260F	INTELLIGENCE ADVANCED DEVELOPMENT	977	977
061	0604233F	SPECIALIZED UNDERGRADUATE FLIGHT TRAINING	3,601	3,601
062	0604270F	ELECTRONIC WARFARE DEVELOPMENT	1,971	1,971
064	0604281F	TACTICAL DATA NETWORKS ENTERPRISE	51,456	51,456
065	0604287F	PHYSICAL SECURITY EQUIPMENT	50	50
066	0604329F	SMALL DIAMETER BOMB (SDB)—EMD	115,000	115,000
067	0604421F	COUNTERSPACE SYSTEMS	23,930	23,930
068	0604425F	SPACE SITUATION AWARENESS SYSTEMS	400,258	400,258
069	0604429F	AIRBORNE ELECTRONIC ATTACK	4,575	4,575
070	0604441F	SPACE BASED INFRARED SYSTEM (SBIRS) HIGH EMD	352,532	372,532
		Space Based Infrared Systems (SBIRS) Data Exploitation		[20,000]
071	0604602F	ARMAMENT/ORDNANCE DEVELOPMENT	16,284	16,284
072	0604604F	SUBMUNITIONS	2,564	2,564
073	0604617F	AGILE COMBAT SUPPORT	17,036	17,036
074	0604706F	LIFE SUPPORT SYSTEMS	7,273	7,273
075	0604735F	COMBAT TRAINING RANGES	33,200	33,200
078	0604800F	F-35—EMD	816,335	816,335
079	0604851F	INTERCONTINENTAL BALLISTIC MISSILE—EMD	145,442	145,442
080	0604853F	EVOLVED EXPENDABLE LAUNCH VEHICLE PROGRAM (SPACE)—EMD.	27,963	27,963
081	0604932F	LONG RANGE STANDOFF WEAPON	5,000	5,000
082	0604933F	ICBM FUZE MODERNIZATION	129,411	129,411
083	0605213F	F-22 MODERNIZATION INCREMENT 3.2B	131,100	131,100
084	0605221F	KC-46	1,558,590	1,558,590
085	0605229F	CSAR HH-60 RECAPITALIZATION	393,558	393,558
086	0605278F	HC/MC-130 RECAP RDT&E	6,242	6,242
087	0605431F	ADVANCED EHF MILSATCOM (SPACE)	272,872	272,872
088	0605432F	POLAR MILSATCOM (SPACE)	124,805	124,805
089	0605433F	WIDEBAND GLOBAL SATCOM (SPACE)	13,948	13,948
090	0605931F	B-2 DEFENSIVE MANAGEMENT SYSTEM	303,500	303,500
091	0101125F	NUCLEAR WEAPONS MODERNIZATION	67,874	67,874
094	0207701F	FULL COMBAT MISSION TRAINING	4,663	4,663
097	0401318F	CV-22	46,705	46,705
		SUBTOTAL SYSTEM DEVELOPMENT & DEMONSTRATION.	5,078,715	5,098,715
		MANAGEMENT SUPPORT		
099	0604256F	THREAT SIMULATOR DEVELOPMENT	17,690	17,690
100	0604759F	MAJOR T&E INVESTMENT	34,841	34,841
101	0605101F	RAND PROJECT AIR FORCE	32,956	32,956
103	0605712F	INITIAL OPERATIONAL TEST & EVALUATION	13,610	13,610
104	0605807F	TEST AND EVALUATION SUPPORT	742,658	742,658
105	0605860F	ROCKET SYSTEMS LAUNCH PROGRAM (SPACE)	14,203	14,203
106	0605864F	SPACE TEST PROGRAM (STP)	13,000	13,000
107	0605976F	FACILITIES RESTORATION AND MODERNIZATION—TEST AND EVALUATION SUPPORT.	44,160	44,160
108	0605978F	FACILITIES SUSTAINMENT—TEST AND EVALUATION SUP- PORT.	27,643	27,643
109	0606323F	MULTI-SERVICE SYSTEMS ENGINEERING INITIATIVE	13,935	13,935
110	0606392F	SPACE AND MISSILE CENTER (SMC) CIVILIAN WORKFORCE ..	192,348	192,348
111	0702806F	ACQUISITION AND MANAGEMENT SUPPORT	28,647	28,647
112	0804731F	GENERAL SKILL TRAINING	315	315
114	1001004F	INTERNATIONAL ACTIVITIES	3,785	3,785
		SUBTOTAL MANAGEMENT SUPPORT	1,179,791	1,179,791
		OPERATIONAL SYSTEMS DEVELOPMENT		
115	0603423F	GLOBAL POSITIONING SYSTEM III—OPERATIONAL CONTROL SEGMENT.	383,500	383,500
117	0604445F	WIDE AREA SURVEILLANCE	5,000	5,000
118	0605018F	AF INTEGRATED PERSONNEL AND PAY SYSTEM (AF-IPPS) ...	90,097	90,097
119	0605024F	ANTI-TAMPER TECHNOLOGY EXECUTIVE AGENCY	32,086	32,086
121	0101113F	B-52 SQUADRONS	24,007	24,007
122	0101122F	AIR-LAUNCHED CRUISE MISSILE (ALCM)	450	450
123	0101126F	B-1B SQUADRONS	19,589	19,589
124	0101127F	B-2 SQUADRONS	100,194	100,194

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125	0101313F	STRAT WAR PLANNING SYSTEM—USSTRATCOM	37,448	37,448
128	0102326F	REGION/SECTOR OPERATION CONTROL CENTER MOD-ERNIZATION PROGRAM.	1,700	1,700
130	0203761F	WARFIGHTER RAPID ACQUISITION PROCESS (WRAP) RAPID TRANSITION FUND.	3,844	3,844
131	0205219F	MQ-9 UAV	128,328	128,328
133	0207131F	A-10 SQUADRONS	9,614	9,614
134	0207133F	F-16 SQUADRONS	177,298	177,298
135	0207134F	F-15E SQUADRONS	244,289	244,289
136	0207136F	MANNED DESTRUCTIVE SUPPRESSION	13,138	13,138
137	0207138F	F-22A SQUADRONS	328,542	328,542
138	0207142F	F-35 SQUADRONS	33,000	33,000
139	0207161F	TACTICAL AIM MISSILES	15,460	15,460
140	0207163F	ADVANCED MEDIUM RANGE AIR-TO-AIR MISSILE (AMRAAM)	84,172	84,172
142	0207224F	COMBAT RESCUE AND RECOVERY	2,582	2,582
143	0207227F	COMBAT RESCUE—PARARESCUE	542	542
144	0207247F	AF TENCAP	89,816	89,816
145	0207249F	PRECISION ATTACK SYSTEMS PROCUREMENT	1,075	1,075
146	0207253F	COMPASS CALL	10,782	10,782
147	0207268F	AIRCRAFT ENGINE COMPONENT IMPROVEMENT PROGRAM ..	139,369	139,369
149	0207325F	JOINT AIR-TO-SURFACE STANDOFF MISSILE (JASSM)	6,373	6,373
150	0207410F	AIR & SPACE OPERATIONS CENTER (AOC)	22,820	22,820
151	0207412F	CONTROL AND REPORTING CENTER (CRC)	7,029	7,029
152	0207417F	AIRBORNE WARNING AND CONTROL SYSTEM (AWACS)	186,256	186,256
153	0207418F	TACTICAL AIRBORNE CONTROL SYSTEMS	743	743
156	0207431F	COMBAT AIR INTELLIGENCE SYSTEM ACTIVITIES	4,471	4,471
158	0207444F	TACTICAL AIR CONTROL PARTY-MOD	10,250	10,250
159	0207448F	C2ISR TACTICAL DATA LINK	1,431	1,431
160	0207449F	COMMAND AND CONTROL (C2) CONSTELLATION	7,329	7,329
161	0207452F	DCAPES	15,081	15,081
162	0207581F	JOINT SURVEILLANCE/TARGET ATTACK RADAR SYSTEM (JSTARS).	13,248	13,248
163	0207590F	SEEK EAGLE	24,342	24,342
164	0207601F	USAF MODELING AND SIMULATION	10,448	10,448
165	0207605F	WARGAMING AND SIMULATION CENTERS	5,512	5,512
166	0207697F	DISTRIBUTED TRAINING AND EXERCISES	3,301	3,301
167	0208006F	MISSION PLANNING SYSTEMS	62,605	62,605
169	0208059F	CYBER COMMAND ACTIVITIES	68,099	68,099
170	0208087F	AF OFFENSIVE CYBERSPACE OPERATIONS	14,047	14,047
171	0208088F	AF DEFENSIVE CYBERSPACE OPERATIONS	5,853	5,853
179	0301400F	SPACE SUPERIORITY INTELLIGENCE	12,197	12,197
180	0302015F	E-4B NATIONAL AIRBORNE OPERATIONS CENTER (NAOC)	18,267	18,267
181	0303131F	MINIMUM ESSENTIAL EMERGENCY COMMUNICATIONS NETWORK (MEECN).	36,288	36,288
182	0303140F	INFORMATION SYSTEMS SECURITY PROGRAM	90,231	90,231
183	0303141F	GLOBAL COMBAT SUPPORT SYSTEM	725	725
185	0303601F	MILSATCOM TERMINALS	140,170	140,170
187	0304260F	AIRBORNE SIGINT ENTERPRISE	117,110	117,110
190	0305099F	GLOBAL AIR TRAFFIC MANAGEMENT (GATM)	4,430	4,430
191	0305103F	CYBER SECURITY INITIATIVE	2,048	2,048
192	0305105F	DOD CYBER CRIME CENTER	288	288
193	0305110F	SATELLITE CONTROL NETWORK (SPACE)	35,698	35,698
194	0305111F	WEATHER SERVICE	24,667	24,667
195	0305114F	AIR TRAFFIC CONTROL, APPROACH, AND LANDING SYSTEM (ATCAL).	35,674	35,674
196	0305116F	AERIAL TARGETS	21,186	21,186
199	0305128F	SECURITY AND INVESTIGATIVE ACTIVITIES	195	195
200	0305145F	ARMS CONTROL IMPLEMENTATION	1,430	1,430
201	0305146F	DEFENSE JOINT COUNTERINTELLIGENCE ACTIVITIES	330	330
206	0305173F	SPACE AND MISSILE TEST AND EVALUATION CENTER	3,696	3,696
207	0305174F	SPACE INNOVATION, INTEGRATION AND RAPID TECHNOLOGY DEVELOPMENT.	2,469	2,469
208	0305179F	INTEGRATED BROADCAST SERVICE (IBS)	8,289	8,289
209	0305182F	SPACELIFT RANGE SYSTEM (SPACE)	13,345	13,345
211	0305202F	DRAGON U-2	18,700	18,700
212	0305205F	ENDURANCE UNMANNED AERIAL VEHICLES	3,000	3,000
213	0305206F	AIRBORNE RECONNAISSANCE SYSTEMS	37,828	37,828
214	0305207F	MANNED RECONNAISSANCE SYSTEMS	13,491	13,491
215	0305208F	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	7,498	7,498
216	0305219F	MQ-1 PREDATOR A UAV	3,326	3,326
217	0305220F	RQ-4 UAV	134,406	134,406
218	0305221F	NETWORK-CENTRIC COLLABORATIVE TARGETING	7,413	7,413
219	0305236F	COMMON DATA LINK (CDL)	40,503	40,503
220	0305238F	NATO AGS	264,134	264,134
221	0305240F	SUPPORT TO DCGS ENTERPRISE	23,016	23,016
222	0305263F	GPS III SPACE SEGMENT	221,276	221,276
223	0305614F	JSPOC MISSION SYSTEM	58,523	58,523
224	0305881F	RAPID CYBER ACQUISITION	2,218	2,218

SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION
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Line	Program Element	Item	FY 2014 Request	House Authorized
226	0305913F	NUDET DETECTION SYSTEM (SPACE)	50,547	50,547
227	0305940F	SPACE SITUATION AWARENESS OPERATIONS	18,807	18,807
229	0308699F	SHARED EARLY WARNING (SEW)	1,079	1,079
230	0401115F	C-130 AIRLIFT SQUADRON	400	26,400
		C-130H Propulsion System Propeller Upgrades		[26,000]
231	0401119F	C-5 AIRLIFT SQUADRONS (IF)	61,492	61,492
232	0401130F	C-17 AIRCRAFT (IF)	109,134	109,134
233	0401132F	C-130J PROGRAM	22,443	22,443
234	0401134F	LARGE AIRCRAFT IR COUNTERMEASURES (LAIRC)	4,116	4,116
238	0401314F	OPERATIONAL SUPPORT AIRLIFT	44,553	44,553
239	0408011F	SPECIAL TACTICS / COMBAT CONTROL	6,213	6,213
240	0702207F	DEPOT MAINTENANCE (NON-IF)	1,605	1,605
242	0708610F	LOGISTICS INFORMATION TECHNOLOGY (LOGIT)	95,238	95,238
243	0708611F	SUPPORT SYSTEMS DEVELOPMENT	10,925	10,925
244	0804743F	OTHER FLIGHT TRAINING	1,347	1,347
245	0808716F	OTHER PERSONNEL ACTIVITIES	65	65
246	0901202F	JOINT PERSONNEL RECOVERY AGENCY	1,083	1,083
247	0901218F	CIVILIAN COMPENSATION PROGRAM	1,577	1,577
248	0901220F	PERSONNEL ADMINISTRATION	5,990	5,990
249	0901226F	AIR FORCE STUDIES AND ANALYSIS AGENCY	786	786
250	0901279F	FACILITIES OPERATION—ADMINISTRATIVE	654	654
251	0901538F	FINANCIAL MANAGEMENT INFORMATION SYSTEMS DEVELOPMENT.	135,735	135,735
252A	9999999999	CLASSIFIED PROGRAMS	11,874,528	11,894,528
		Program Increase		[20,000]
		SUBTOTAL OPERATIONAL SYSTEMS DEVELOPMENT	16,297,542	16,343,542
		TOTAL RESEARCH, DEVELOPMENT, TEST & EVAL, AF.	25,702,946	25,778,946
		RESEARCH, DEVELOPMENT, TEST & EVAL, DW		
		BASIC RESEARCH		
001	0601000BR	DTRA BASIC RESEARCH INITIATIVE	45,837	45,837
002	0601101E	DEFENSE RESEARCH SCIENCES	315,033	315,033
003	0601110D8Z	BASIC RESEARCH INITIATIVES	11,171	11,171
004	0601117E	BASIC OPERATIONAL MEDICAL RESEARCH SCIENCE	49,500	49,500
005	0601120D8Z	NATIONAL DEFENSE EDUCATION PROGRAM	84,271	89,271
		Restore PK-12 funding		[5,000]
006	0601228D8Z	HISTORICALLY BLACK COLLEGES AND UNIVERSITIES/MINORITY INSTITUTIONS.	30,895	35,895
		Program increase		[5,000]
007	0601384BP	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM	51,426	51,426
		SUBTOTAL BASIC RESEARCH	588,133	598,133
		APPLIED RESEARCH		
008	0602000D8Z	JOINT MUNITIONS TECHNOLOGY	20,065	13,565
		Decrease to insensitive munitions program		[-6,500]
009	0602115E	BIOMEDICAL TECHNOLOGY	114,790	114,790
011	0602234D8Z	LINCOLN LABORATORY RESEARCH PROGRAM	46,875	46,875
013	0602251D8Z	APPLIED RESEARCH FOR THE ADVANCEMENT OF S&T PRIORITIES.	45,000	45,000
014	0602303E	INFORMATION & COMMUNICATIONS TECHNOLOGY	413,260	413,260
015	0602304E	COGNITIVE COMPUTING SYSTEMS	16,330	16,330
017	0602383E	BIOLOGICAL WARFARE DEFENSE	24,537	24,537
018	0602384BP	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM	227,065	217,065
		Program decrease		[-10,000]
020	0602668D8Z	CYBER SECURITY RESEARCH	18,908	18,908
022	0602702E	TACTICAL TECHNOLOGY	225,977	225,977
023	0602715E	MATERIALS AND BIOLOGICAL TECHNOLOGY	166,654	166,654
024	0602716E	ELECTRONICS TECHNOLOGY	243,469	243,469
025	0602718BR	WEAPONS OF MASS DESTRUCTION DEFEAT TECHNOLOGIES	175,282	175,282
026	0602751D8Z	SOFTWARE ENGINEERING INSTITUTE (SEI) APPLIED RESEARCH.	11,107	11,107
027	1160401BB	SPECIAL OPERATIONS TECHNOLOGY DEVELOPMENT	29,246	29,246
		SUBTOTAL APPLIED RESEARCH	1,778,565	1,782,065
		ADVANCED TECHNOLOGY DEVELOPMENT		
028	0603000D8Z	JOINT MUNITIONS ADVANCED TECHNOLOGY	26,646	26,646
029	0603121D8Z	SO/LIC ADVANCED DEVELOPMENT	19,420	19,920
		Program increase for future information operations strategy		[500]
030	0603122D8Z	COMBATING TERRORISM TECHNOLOGY SUPPORT	77,792	77,792
031	0603160BR	COUNTERPROLIFERATION INITIATIVES—PROLIFERATION PREVENTION AND DEFEAT.	274,033	274,033
032	0603175C	BALLISTIC MISSILE DEFENSE TECHNOLOGY	309,203	239,203
		Decrease in funding of Common Kill Vehicle Technology Program		[-70,000]
034	0603225D8Z	JOINT DOD-DOE MUNITIONS TECHNOLOGY DEVELOPMENT	19,305	19,305
035	0603264S	AGILE TRANSPORTATION FOR THE 21ST CENTURY (AT21)—THEATER CAPABILITY.	7,565	7,565

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Line	Program Element	Item	FY 2014 Request	House Authorized
036	0603274C	SPECIAL PROGRAM—MDA TECHNOLOGY	40,426	40,426
037	0603286E	ADVANCED AEROSPACE SYSTEMS	149,804	149,804
038	0603287E	SPACE PROGRAMS AND TECHNOLOGY	172,546	172,546
039	0603384BP	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM—ADVANCED DEVELOPMENT.	170,847	170,847
040	0603618D8Z	JOINT ELECTRONIC ADVANCED TECHNOLOGY	9,009	9,009
041	0603648D8Z	JOINT CAPABILITY TECHNOLOGY DEMONSTRATIONS	174,428	167,428
		Decrease to Strategic Capabilities Office efforts		[-7,000]
042	0603662D8Z	NETWORKED COMMUNICATIONS CAPABILITIES	20,000	20,000
045	0603668D8Z	CYBER SECURITY ADVANCED RESEARCH	19,668	19,668
047	0603680D8Z	DEFENSE-WIDE MANUFACTURING SCIENCE AND TECHNOLOGY PROGRAM.	34,041	34,041
048	0603699D8Z	EMERGING CAPABILITIES TECHNOLOGY DEVELOPMENT	61,971	53,971
		Decrease to Strategic Capabilities Office efforts		[-8,000]
050	0603712S	GENERIC LOGISTICS R&D TECHNOLOGY DEMONSTRATIONS	20,000	20,000
051	0603713S	DEPLOYMENT AND DISTRIBUTION ENTERPRISE TECHNOLOGY.	30,256	30,256
052	0603716D8Z	STRATEGIC ENVIRONMENTAL RESEARCH PROGRAM	72,324	72,324
053	0603720S	MICROELECTRONICS TECHNOLOGY DEVELOPMENT AND SUPPORT.	82,700	82,700
054	0603727D8Z	JOINT WARFIGHTING PROGRAM	8,431	8,431
055	0603739E	ADVANCED ELECTRONICS TECHNOLOGIES	117,080	117,080
057	0603760E	COMMAND, CONTROL AND COMMUNICATIONS SYSTEMS	239,078	239,078
059	0603766E	NETWORK-CENTRIC WARFARE TECHNOLOGY	259,006	259,006
060	0603767E	SENSOR TECHNOLOGY	286,364	286,364
061	0603769SE	DISTRIBUTED LEARNING ADVANCED TECHNOLOGY DEVELOPMENT.	12,116	12,116
062	0603781D8Z	SOFTWARE ENGINEERING INSTITUTE	19,008	19,008
063	0603826D8Z	QUICK REACTION SPECIAL PROJECTS	78,532	78,532
065	0603828J	JOINT EXPERIMENTATION	12,667	12,667
066	0603832D8Z	DOD MODELING AND SIMULATION MANAGEMENT OFFICE ...	41,370	41,370
069	0603941D8Z	TEST & EVALUATION SCIENCE & TECHNOLOGY	92,508	92,508
070	0604055D8Z	OPERATIONAL ENERGY CAPABILITY IMPROVEMENT	52,001	60,001
		Operational Energy Capability Improvement Fund		[8,000]
071	0303310D8Z	CWMD SYSTEMS	52,053	52,053
072	1160402BB	SPECIAL OPERATIONS ADVANCED TECHNOLOGY DEVELOPMENT.	46,809	46,809
		SUBTOTAL ADVANCED TECHNOLOGY DEVELOPMENT.	3,109,007	3,032,507
		ADVANCED COMPONENT DEVELOPMENT AND PROTOTYPES		
075	0603161D8Z	NUCLEAR AND CONVENTIONAL PHYSICAL SECURITY EQUIPMENT RDT&E ADC&P.	63,641	63,641
076	0603527D8Z	RETRACT LARCH	19,152	19,152
077	0603600D8Z	WALKOFF	70,763	70,763
079	0603714D8Z	ADVANCED SENSORS APPLICATION PROGRAM	17,230	17,230
080	0603851D8Z	ENVIRONMENTAL SECURITY TECHNICAL CERTIFICATION PROGRAM.	71,453	71,453
081	0603881C	BALLISTIC MISSILE DEFENSE TERMINAL DEFENSE SEGMENT.	268,990	268,990
082	0603882C	BALLISTIC MISSILE DEFENSE MIDCOURSE DEFENSE SEGMENT.	1,033,903	1,174,303
		Planning and Design (35% to 100% design)		[50,000]
		RDT&E Ground Systems Development		[70,000]
		RDT&E Site Activities, including EIS		[20,400]
082A	0603XXXX	COMMON KILL VEHICLE TECHNOLOGY AND CAPABILITY DEVELOPMENT PROGRAM.	0	70,000
		Common Kill Vehicle Technology Program		[70,000]
083	0603884BP	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM—DEM/VAL	196,237	196,237
084	0603884C	BALLISTIC MISSILE DEFENSE SENSORS	315,183	315,183
086	0603890C	BMD ENABLING PROGRAMS	377,605	377,605
087	0603891C	SPECIAL PROGRAMS—MDA	286,613	286,613
088	0603892C	AEGIS BMD	937,056	937,056
089	0603893C	SPACE TRACKING & SURVEILLANCE SYSTEM	44,947	44,947
090	0603895C	BALLISTIC MISSILE DEFENSE SYSTEM SPACE PROGRAMS ...	6,515	6,515
091	0603896C	BALLISTIC MISSILE DEFENSE COMMAND AND CONTROL, BATTLE MANAGEMENT AND COMMUNICATI.	418,355	418,355
092	0603898C	BALLISTIC MISSILE DEFENSE JOINT WARFIGHTER SUPPORT.	47,419	47,419
093	0603904C	MISSILE DEFENSE INTEGRATION & OPERATIONS CENTER (MDIOC).	52,131	52,131
094	0603906C	REGARDING TRENCH	13,864	13,864
095	0603907C	SEA BASED X-BAND RADAR (SBX)	44,478	44,478
096	0603913C	ISRAELI COOPERATIVE PROGRAMS	95,782	283,782
		Development of increased capabilities for Iron Dome		[15,000]
		Increase Israeli Cooperative Programs		[173,000]
097	0603914C	BALLISTIC MISSILE DEFENSE TEST	375,866	375,866

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Line	Program Element	Item	FY 2014 Request	House Authorized
098	0603915C	BALLISTIC MISSILE DEFENSE TARGETS	495,257	495,257
099	0603920D8Z	HUMANITARIAN DEMINING	11,704	11,704
100	0603923D8Z	COALITION WARFARE	9,842	9,842
101	0604016D8Z	DEPARTMENT OF DEFENSE CORROSION PROGRAM	3,312	13,312
		Corrosion Prevention, Control, and Mitigation		[10,000]
102	0604250D8Z	ADVANCED INNOVATIVE TECHNOLOGIES	130,000	25,000
		Decrease to SCO efforts		[-105,000]
103	0604400D8Z	DEPARTMENT OF DEFENSE (DOD) UNMANNED AIRCRAFT SYSTEM (UAS) COMMON DEVELOPMENT.	8,300	8,300
104	0604445J	WIDE AREA SURVEILLANCE	30,000	30,000
106	0604775D8Z	DEFENSE RAPID INNOVATION PROGRAM	0	250,000
		Rapid Innovation Program		[250,000]
108	0604787J	JOINT SYSTEMS INTEGRATION	7,402	7,402
110	0604828J	JOINT FIRES INTEGRATION AND INTEROPERABILITY TEAM	7,506	7,506
111	0604880C	LAND-BASED SM-3 (LBSM3)	129,374	129,374
112	0604881C	AEGIS SM-3 BLOCK IIA CO-DEVELOPMENT	308,522	308,522
115	0303191D8Z	JOINT ELECTROMAGNETIC TECHNOLOGY (JET) PROGRAM ..	3,169	3,169
116	0305103C	CYBER SECURITY INITIATIVE	946	946
		SUBTOTAL ADVANCED COMPONENT DEVELOPMENT AND PROTOTYPES.	5,902,517	6,455,917
		SYSTEM DEVELOPMENT AND DEMONSTRATION		
118	0604161D8Z	NUCLEAR AND CONVENTIONAL PHYSICAL SECURITY EQUIPMENT RDT&E SDD.	8,155	8,155
119	0604165D8Z	PROMPT GLOBAL STRIKE CAPABILITY DEVELOPMENT	65,440	65,440
120	0604384BP	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM—EMD	451,306	451,306
122	0604764K	ADVANCED IT SERVICES JOINT PROGRAM OFFICE (AITS-JPO).	29,138	29,138
123	0604771D8Z	JOINT TACTICAL INFORMATION DISTRIBUTION SYSTEM (JTIDS).	19,475	19,475
124	0605000BR	WEAPONS OF MASS DESTRUCTION DEFEAT CAPABILITIES ..	12,901	12,901
125	0605013BL	INFORMATION TECHNOLOGY DEVELOPMENT	13,812	13,812
126	0605021SE	HOMELAND PERSONNEL SECURITY INITIATIVE	386	386
127	0605022D8Z	DEFENSE EXPORTABILITY PROGRAM	3,763	3,763
128	0605027D8Z	OUS(C) IT DEVELOPMENT INITIATIVES	6,788	6,788
129	0605070S	DOD ENTERPRISE SYSTEMS DEVELOPMENT AND DEMONSTRATION.	27,917	27,917
130	0605075D8Z	DCMO POLICY AND INTEGRATION	22,297	22,297
131	0605080S	DEFENSE AGENCY INITIATIVES (DAI)—FINANCIAL SYSTEM ..	51,689	51,689
132	0605210D8Z	DEFENSE-WIDE ELECTRONIC PROCUREMENT CAPABILITIES	6,184	6,184
133	0303141K	GLOBAL COMBAT SUPPORT SYSTEM	12,083	12,083
134	0305304D8Z	DOD ENTERPRISE ENERGY INFORMATION MANAGEMENT (EEM).	3,302	3,302
		SUBTOTAL SYSTEM DEVELOPMENT AND DEMONSTRATION.	734,636	734,636
		MANAGEMENT SUPPORT		
135	0604774D8Z	DEFENSE READINESS REPORTING SYSTEM (DRRS)	6,393	6,393
136	0604875D8Z	JOINT SYSTEMS ARCHITECTURE DEVELOPMENT	2,479	2,479
137	0604940D8Z	CENTRAL TEST AND EVALUATION INVESTMENT DEVELOPMENT (CTEIP).	240,213	240,213
138	0604942D8Z	ASSESSMENTS AND EVALUATIONS	2,127	2,127
139	0604943D8Z	THERMAL VICAR	8,287	8,287
140	0605100D8Z	JOINT MISSION ENVIRONMENT TEST CAPABILITY (JMETC) ..	31,000	31,000
141	0605104D8Z	TECHNICAL STUDIES, SUPPORT AND ANALYSIS	24,379	24,379
143	0605117D8Z	FOREIGN MATERIEL ACQUISITION AND EXPLOITATION	54,311	54,311
144	0605126J	JOINT INTEGRATED AIR AND MISSILE DEFENSE ORGANIZATION (JIAMDO).	47,462	47,462
146	0605130D8Z	FOREIGN COMPARATIVE TESTING	12,134	12,134
147	0605142D8Z	SYSTEMS ENGINEERING	44,237	44,237
148	0605151D8Z	STUDIES AND ANALYSIS SUPPORT—OSD	5,871	5,871
149	0605161D8Z	NUCLEAR MATTERS-PHYSICAL SECURITY	5,028	5,028
150	0605170D8Z	SUPPORT TO NETWORKS AND INFORMATION INTEGRATION	6,301	6,301
151	0605200D8Z	GENERAL SUPPORT TO USD (INTELLIGENCE)	6,504	6,504
152	0605384BP	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM	92,046	92,046
158	0605790D8Z	SMALL BUSINESS INNOVATION RESEARCH (SBIR)/ SMALL BUSINESS TECHNOLOGY TRANSFER (S.	1,868	1,868
159	0605798D8Z	DEFENSE TECHNOLOGY ANALYSIS	8,362	8,362
160	0605801KA	DEFENSE TECHNICAL INFORMATION CENTER (DTIC)	56,024	56,024
161	0605803SE	R&D IN SUPPORT OF DOD ENLISTMENT, TESTING AND EVALUATION.	6,908	6,908
162	0605804D8Z	DEVELOPMENT TEST AND EVALUATION	15,451	19,451
		Program increase		[4,000]
164	0605898E	MANAGEMENT HQ—R&D	71,659	71,659
165	0606100D8Z	BUDGET AND PROGRAM ASSESSMENTS	4,083	4,083
167	0203345D8Z	DEFENSE OPERATIONS SECURITY INITIATIVE (DOSI)	5,306	5,306
168	0204571J	JOINT STAFF ANALYTICAL SUPPORT	2,097	2,097
172	0303166J	SUPPORT TO INFORMATION OPERATIONS (IO) CAPABILITIES	8,394	8,394

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Line	Program Element	Item	FY 2014 Request	House Authorized
175	0305193D8Z	CYBER INTELLIGENCE	7,624	7,624
178	0804767D8Z	COCOM EXERCISE ENGAGEMENT AND TRAINING TRANSFORMATION (CE2T2).	43,247	43,247
179	0901598C	MANAGEMENT HQ—MDA	37,712	37,712
180	0901598D8W	MANAGEMENT HEADQUARTERS WHS	607	607
181A	9999999999	CLASSIFIED PROGRAMS	54,914	54,914
		SUBTOTAL MANAGEMENT SUPPORT	913,028	917,028
		OPERATIONAL SYSTEM DEVELOPMENT		
182	0604130V	ENTERPRISE SECURITY SYSTEM (ESS)	7,552	7,552
183	0605127T	REGIONAL INTERNATIONAL OUTREACH (RIO) AND PARTNERSHIP FOR PEACE INFORMATION MANA.	3,270	3,270
184	0605147T	OVERSEAS HUMANITARIAN ASSISTANCE SHARED INFORMATION SYSTEM (OHAIS).	287	287
185	0607210D8Z	INDUSTRIAL BASE ANALYSIS AND SUSTAINMENT SUPPORT	14,000	14,000
186	0607310D8Z	OPERATIONAL SYSTEMS DEVELOPMENT	1,955	1,955
187	0607327T	GLOBAL THEATER SECURITY COOPERATION MANAGEMENT INFORMATION SYSTEMS (G-TSCMIS).	13,250	13,250
188	0607384BP	CHEMICAL AND BIOLOGICAL DEFENSE (OPERATIONAL SYSTEMS DEVELOPMENT).	13,026	13,026
190	0607828J	JOINT INTEGRATION AND INTEROPERABILITY	12,652	12,652
191	0208043J	PLANNING AND DECISION AID SYSTEM (PDAS)	3,061	3,061
192	0208045K	CH INTEROPERABILITY	72,726	72,726
194	0301144K	JOINT/ALLIED COALITION INFORMATION SHARING	6,524	6,524
201	0302016K	NATIONAL MILITARY COMMAND SYSTEM-WIDE SUPPORT	512	512
202	0302019K	DEFENSE INFO INFRASTRUCTURE ENGINEERING AND INTEGRATION.	12,867	12,867
203	0303126K	LONG-HAUL COMMUNICATIONS—DCS	36,565	36,565
204	0303131K	MINIMUM ESSENTIAL EMERGENCY COMMUNICATIONS NETWORK (MEECN).	13,144	13,144
205	0303135G	PUBLIC KEY INFRASTRUCTURE (PKI)	1,060	1,060
206	0303136G	KEY MANAGEMENT INFRASTRUCTURE (KMI)	33,279	33,279
207	0303140D8Z	INFORMATION SYSTEMS SECURITY PROGRAM	10,673	10,673
208	0303140G	INFORMATION SYSTEMS SECURITY PROGRAM	181,567	179,291
		Excess to need		[-2,276]
210	0303150K	GLOBAL COMMAND AND CONTROL SYSTEM	34,288	34,288
211	0303153K	DEFENSE SPECTRUM ORGANIZATION	7,741	7,741
212	0303170K	NET-CENTRIC ENTERPRISE SERVICES (NCES)	3,325	3,325
213	0303260D8Z	DEFENSE MILITARY DECEPTION PROGRAM OFFICE (DMDPO).	1,246	1,246
214	0303610K	TELEPORT PROGRAM	5,147	5,147
216	0304210BB	SPECIAL APPLICATIONS FOR CONTINGENCIES	17,352	17,352
220	0305103K	CYBER SECURITY INITIATIVE	3,658	3,658
221	0305125D8Z	CRITICAL INFRASTRUCTURE PROTECTION (CIP)	9,752	9,752
225	0305186D8Z	POLICY R&D PROGRAMS	3,210	3,210
227	0305199D8Z	NET CENTRICITY	21,602	21,602
230	0305208BB	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	5,195	5,195
233	0305208K	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	3,348	3,348
235	0305219BB	MQ-1 PREDATOR A UAV	641	641
238	0305387D8Z	HOMELAND DEFENSE TECHNOLOGY TRANSFER PROGRAM	2,338	2,338
239	0305600D8Z	INTERNATIONAL INTELLIGENCE TECHNOLOGY AND ARCHITECTURES.	4,372	4,372
247	0708011S	INDUSTRIAL PREPAREDNESS	24,691	24,691
248	0708012S	LOGISTICS SUPPORT ACTIVITIES	4,659	4,659
249	0902298J	MANAGEMENT HQ—OJCS	3,533	3,533
250	1105219BB	MQ-9 UAV	1,314	1,314
254	1160403BB	AVIATION SYSTEMS	156,561	156,561
256	1160405BB	SPECIAL OPERATIONS INTELLIGENCE SYSTEMS DEVELOPMENT.	7,705	7,705
257	1160408BB	SOF OPERATIONAL ENHANCEMENTS	42,620	42,620
261	1160431BB	WARRIOR SYSTEMS	17,970	17,970
262	1160432BB	SPECIAL PROGRAMS	7,424	7,424
268	1160480BB	SOF TACTICAL VEHICLES	2,206	2,206
271	1160483BB	MARITIME SYSTEMS	18,325	18,325
274	1160489BB	SOF GLOBAL VIDEO SURVEILLANCE ACTIVITIES	3,304	3,304
275	1160490BB	SOF OPERATIONAL ENHANCEMENTS INTELLIGENCE	16,021	16,021
275A	9999999999	CLASSIFIED PROGRAMS	3,773,704	3,773,704
		SUBTOTAL OPERATIONAL SYSTEM DEVELOPMENT	4,641,222	4,638,946
		TOTAL RESEARCH, DEVELOPMENT, TEST & EVAL, DW.	17,667,108	18,139,232
		OPERATIONAL TEST & EVAL, DEFENSE MANAGEMENT SUPPORT		
001	0605118OTE	OPERATIONAL TEST AND EVALUATION	75,720	75,720
002	0605131OTE	LIVE FIRE TEST AND EVALUATION	48,423	48,423
003	0605814OTE	OPERATIONAL TEST ACTIVITIES AND ANALYSES	62,157	62,157
		SUBTOTAL MANAGEMENT SUPPORT	186,300	186,300

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Line	Program Element	Item	FY 2014 Request	House Authorized
		TOTAL OPERATIONAL TEST & EVAL, DEFENSE ...	186,300	186,300
		TOTAL RESEARCH, DEVELOPMENT, TEST, AND EVALUATION.	67,520,236	68,079,460

1 SEC. 4202. RESEARCH, DEVELOPMENT, TEST, AND EVALUA-
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SEC. 4202. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION FOR OVERSEAS CONTINGENCY OP-
ERATIONS
(In Thousands of Dollars)

Line	Program Element	Item	FY 2014 Request	House Authorized
		RESEARCH, DEVELOPMENT, TEST & EVAL, ARMY SYSTEM DEVELOPMENT & DEMONSTRATION		
087	0604622A	FAMILY OF HEAVY TACTICAL VEHICLES	7,000	7,000
		SUBTOTAL SYSTEM DEVELOPMENT & DEMONSTRATION.	7,000	7,000
		TOTAL RESEARCH, DEVELOPMENT, TEST & EVAL, ARMY.	7,000	7,000
		RESEARCH, DEVELOPMENT, TEST & EVAL, NAVY OPERATIONAL SYSTEMS DEVELOPMENT		
224A	9999999999	CLASSIFIED PROGRAMS	34,426	34,426
		SUBTOTAL OPERATIONAL SYSTEMS DEVELOPMENT ..	34,426	34,426
		TOTAL RESEARCH, DEVELOPMENT, TEST & EVAL, NAVY.	34,426	34,426
		RESEARCH, DEVELOPMENT, TEST & EVAL, AF OPERATIONAL SYSTEMS DEVELOPMENT		
252A	9999999999	CLASSIFIED PROGRAMS	9,000	9,000
		SUBTOTAL OPERATIONAL SYSTEMS DEVELOPMENT ..	9,000	9,000
		TOTAL RESEARCH, DEVELOPMENT, TEST & EVAL, AF.	9,000	9,000
		RESEARCH, DEVELOPMENT, TEST & EVAL, DW OPERATIONAL SYSTEM DEVELOPMENT		
275A	9999999999	CLASSIFIED PROGRAMS	66,208	66,208
		SUBTOTAL OPERATIONAL SYSTEM DEVELOPMENT	66,208	66,208
		TOTAL RESEARCH, DEVELOPMENT, TEST & EVAL, DW.	66,208	66,208
		TOTAL RESEARCH, DEVELOPMENT, TEST, AND EVALUATION.	116,634	116,634

4 TITLE XLIII—OPERATION AND
5 MAINTENANCE
6 SEC. 4301. OPERATION AND MAINTENANCE.

SEC. 4301. OPERATION AND MAINTENANCE
(In Thousands of Dollars)

Line	Item	FY 2014 Request	House Authorized
	OPERATION & MAINTENANCE, ARMY OPERATING FORCES		

SEC. 4301. OPERATION AND MAINTENANCE
(In Thousands of Dollars)

Line	Item	FY 2014 Request	House Authorized
010	MANEUVER UNITS	888,114	1,096,714
	Missile Defense Deployment to Guam		[13,100]
	Restore Army OPTEMPO to 90%		[195,500]
020	MODULAR SUPPORT BRIGADES	72,624	72,624
030	ECHELONS ABOVE BRIGADE	617,402	617,402
040	THEATER LEVEL ASSETS	602,262	602,262
050	LAND FORCES OPERATIONS SUPPORT	1,032,484	1,032,484
060	AVIATION ASSETS	1,287,462	1,303,262
	Restore Army Flying Hour Program to 90%		[15,800]
070	FORCE READINESS OPERATIONS SUPPORT	3,559,656	3,559,656
080	LAND FORCES SYSTEMS READINESS	454,477	454,477
090	LAND FORCES DEPOT MAINTENANCE	1,481,156	1,481,156
100	BASE OPERATIONS SUPPORT	7,278,154	7,278,154
110	FACILITIES SUSTAINMENT, RESTORATION & MOD- ERNIZATION	2,754,712	3,011,712
	Realignment of Arlington National Cemetary operations		[-25,000]
	Sustainment to 90%		[282,000]
120	MANAGEMENT AND OPERATIONAL HQ'S	425,271	425,271
130	COMBATANT COMMANDERS CORE OPERATIONS	185,064	185,064
170	COMBATANT COMMANDERS ANCLLARY MISSIONS	463,270	456,594
	Realignment of SOUTHCOM Information Operations		[3,100]
	Unjustified EUCOM Growth		[-9,776]
	SUBTOTAL OPERATING FORCES	21,102,108	21,576,832
	MOBILIZATION		
180	STRATEGIC MOBILITY	360,240	360,240
190	ARMY PREPOSITIONING STOCKS	192,105	192,105
200	INDUSTRIAL PREPAREDNESS	7,101	7,101
	SUBTOTAL MOBILIZATION	559,446	559,446
	TRAINING AND RECRUITING		
210	OFFICER ACQUISITION	115,992	115,992
220	RECRUIT TRAINING	52,323	52,323
230	ONE STATION UNIT TRAINING	43,589	43,589
240	SENIOR RESERVE OFFICERS TRAINING CORPS	453,745	453,745
250	SPECIALIZED SKILL TRAINING	1,034,495	1,034,495
260	FLIGHT TRAINING	1,016,876	1,016,876
270	PROFESSIONAL DEVELOPMENT EDUCATION	186,565	186,565
280	TRAINING SUPPORT	652,514	652,514
290	RECRUITING AND ADVERTISING	485,500	485,500
300	EXAMINING	170,912	170,912
310	OFF-DUTY AND VOLUNTARY EDUCATION	251,523	251,523
320	CIVILIAN EDUCATION AND TRAINING	184,422	184,422
330	JUNIOR ROTC	181,105	181,105
	SUBTOTAL TRAINING AND RECRUITING	4,829,561	4,829,561
	ADMIN & SRVWIDE ACTIVITIES		
350	SERVICEWIDE TRANSPORTATION	690,089	690,089
360	CENTRAL SUPPLY ACTIVITIES	774,120	779,120
	Corrosion Prevention, Control, and Mitigation		[5,000]
370	LOGISTIC SUPPORT ACTIVITIES	651,765	651,765
380	AMMUNITION MANAGEMENT	453,051	453,051
390	ADMINISTRATION	487,737	487,737
400	SERVICEWIDE COMMUNICATIONS	1,563,115	1,563,115
410	MANPOWER MANAGEMENT	326,853	326,853
420	OTHER PERSONNEL SUPPORT	234,364	234,364
430	OTHER SERVICE SUPPORT	1,212,091	1,212,091
440	ARMY CLAIMS ACTIVITIES	243,540	243,540
450	REAL ESTATE MANAGEMENT	241,101	241,101
460	BASE OPERATIONS SUPPORT	226,291	226,291
470	SUPPORT OF NATO OPERATIONS	426,651	457,851
	Realignment of NATO Special Operations Headquarters from O&M Defense-wide		[31,200]
480	MISC. SUPPORT OF OTHER NATIONS	27,248	24,148
	Realignment of SOUTHCOM Information Operations		[-3,100]
525	CLASSIFIED PROGRAMS	1,023,946	1,023,946
	SUBTOTAL ADMIN & SRVWIDE ACTIVITIES	8,581,962	8,615,062
	UNDISTRIBUTED		
530	UNDISTRIBUTED	0	-740,300

SEC. 4301. OPERATION AND MAINTENANCE
(In Thousands of Dollars)

Line	Item	FY 2014 Request	House Authorized
	Average civilian end strength above projection		[-284,300]
	Unobligated balances		[-456,000]
	SUBTOTAL UNDISTRIBUTED	0	-740,300
	TOTAL OPERATION & MAINTENANCE, ARMY	35,073,077	34,840,601
	OPERATION & MAINTENANCE, ARMY RES OPERATING FORCES		
010	MANEUVER UNITS	1,621	1,621
020	MODULAR SUPPORT BRIGADES	24,429	24,429
030	ECHELONS ABOVE BRIGADE	657,099	657,099
040	THEATER LEVEL ASSETS	122,485	122,485
050	LAND FORCES OPERATIONS SUPPORT	584,058	584,058
060	AVIATION ASSETS	79,380	79,380
070	FORCE READINESS OPERATIONS SUPPORT	471,616	471,616
080	LAND FORCES SYSTEMS READINESS	74,243	74,243
090	LAND FORCES DEPOT MAINTENANCE	70,894	70,894
100	BASE OPERATIONS SUPPORT	569,801	569,801
110	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	294,145	323,245
	Sustainment to 90%		[29,100]
120	MANAGEMENT AND OPERATIONAL HQ'S	51,853	51,853
	SUBTOTAL OPERATING FORCES	3,001,624	3,030,724
	ADMIN & SRVWD ACTIVITIES		
130	SERVICEWIDE TRANSPORTATION	10,735	10,735
140	ADMINISTRATION	24,197	24,197
150	SERVICEWIDE COMMUNICATIONS	10,304	10,304
160	MANPOWER MANAGEMENT	10,319	10,319
170	RECRUITING AND ADVERTISING	37,857	37,857
	SUBTOTAL ADMIN & SRVWD ACTIVITIES	93,412	93,412
	TOTAL OPERATION & MAINTENANCE, ARMY RES	3,095,036	3,124,136
	OPERATION & MAINTENANCE, ARNG OPERATING FORCES		
010	MANEUVER UNITS	800,880	800,880
020	MODULAR SUPPORT BRIGADES	178,650	178,650
030	ECHELONS ABOVE BRIGADE	771,503	771,503
040	THEATER LEVEL ASSETS	98,699	98,699
050	LAND FORCES OPERATIONS SUPPORT	38,779	38,779
060	AVIATION ASSETS	922,503	922,503
070	FORCE READINESS OPERATIONS SUPPORT	761,056	761,056
080	LAND FORCES SYSTEMS READINESS	62,971	62,971
090	LAND FORCES DEPOT MAINTENANCE	233,105	233,105
100	BASE OPERATIONS SUPPORT	1,019,059	1,019,059
110	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	712,139	786,339
	Sustainment to 90%		[74,200]
120	MANAGEMENT AND OPERATIONAL HQ'S	1,013,715	1,013,715
	SUBTOTAL OPERATING FORCES	6,613,059	6,687,259
	ADMIN & SRVWD ACTIVITIES		
130	SERVICEWIDE TRANSPORTATION	10,812	10,812
140	REAL ESTATE MANAGEMENT	1,551	1,551
150	ADMINISTRATION	78,284	78,284
160	SERVICEWIDE COMMUNICATIONS	46,995	46,995
170	MANPOWER MANAGEMENT	6,390	6,390
180	RECRUITING AND ADVERTISING	297,105	297,105
	SUBTOTAL ADMIN & SRVWD ACTIVITIES	441,137	441,137
	TOTAL OPERATION & MAINTENANCE, ARNG	7,054,196	7,128,396
	OPERATION & MAINTENANCE, NAVY OPERATING FORCES		
010	MISSION AND OTHER FLIGHT OPERATIONS	4,952,522	4,952,522
020	FLEET AIR TRAINING	1,826,404	1,826,404

SEC. 4301. OPERATION AND MAINTENANCE
(In Thousands of Dollars)

Line	Item	FY 2014 Request	House Authorized
030	AVIATION TECHNICAL DATA & ENGINEERING SERVICES	38,639	38,639
040	AIR OPERATIONS AND SAFETY SUPPORT	90,030	90,030
050	AIR SYSTEMS SUPPORT	362,700	362,700
060	AIRCRAFT DEPOT MAINTENANCE	915,881	915,881
070	AIRCRAFT DEPOT OPERATIONS SUPPORT	35,838	35,838
080	AVIATION LOGISTICS	379,914	448,414
	CLS for AVN Logistics		[68,500]
090	MISSION AND OTHER SHIP OPERATIONS	3,884,836	3,884,836
100	SHIP OPERATIONS SUPPORT & TRAINING	734,852	734,852
110	SHIP DEPOT MAINTENANCE	5,191,511	5,191,511
120	SHIP DEPOT OPERATIONS SUPPORT	1,351,274	1,351,274
130	COMBAT COMMUNICATIONS	701,316	691,722
	New START treaty implementation, excluding verification and inspection activities		[-9,594]
140	ELECTRONIC WARFARE	97,710	97,710
150	SPACE SYSTEMS AND SURVEILLANCE	172,330	172,330
160	WARFARE TACTICS	454,682	454,682
170	OPERATIONAL METEOROLOGY AND OCEANOGRAPHY	328,406	328,406
180	COMBAT SUPPORT FORCES	946,429	946,429
190	EQUIPMENT MAINTENANCE	142,249	148,249
	Corrosion Prevention, Control, and Mitigation		[6,000]
200	DEPOT OPERATIONS SUPPORT	2,603	2,603
210	COMBATANT COMMANDERS CORE OPERATIONS	102,970	102,970
220	COMBATANT COMMANDERS DIRECT MISSION SUPPORT	199,128	199,128
230	CRUISE MISSILE	92,671	92,671
240	FLEET BALLISTIC MISSILE	1,193,188	1,193,188
250	IN-SERVICE WEAPONS SYSTEMS SUPPORT	105,985	105,985
260	WEAPONS MAINTENANCE	532,627	532,627
270	OTHER WEAPON SYSTEMS SUPPORT	304,160	304,160
280	ENTERPRISE INFORMATION	1,011,528	1,011,528
290	SUSTAINMENT, RESTORATION AND MODERNIZATION	1,996,821	2,182,021
	Sustainment to 90%		[185,200]
300	BASE OPERATING SUPPORT	4,460,918	4,460,918
	SUBTOTAL OPERATING FORCES	32,610,122	32,860,228
	MOBILIZATION		
310	SHIP PREPOSITIONING AND SURGE	331,576	331,576
320	AIRCRAFT ACTIVATIONS/INACTIVATIONS	6,638	6,638
330	SHIP ACTIVATIONS/INACTIVATIONS	222,752	222,752
340	EXPEDITIONARY HEALTH SERVICES SYSTEMS	73,310	73,310
350	INDUSTRIAL READINESS	2,675	2,675
360	COAST GUARD SUPPORT	23,794	23,794
	SUBTOTAL MOBILIZATION	660,745	660,745
	TRAINING AND RECRUITING		
370	OFFICER ACQUISITION	148,516	148,516
380	RECRUIT TRAINING	9,384	9,384
390	RESERVE OFFICERS TRAINING CORPS	139,876	139,876
400	SPECIALIZED SKILL TRAINING	630,069	630,069
410	FLIGHT TRAINING	9,294	9,294
420	PROFESSIONAL DEVELOPMENT EDUCATION	169,082	169,082
430	TRAINING SUPPORT	164,368	164,368
440	RECRUITING AND ADVERTISING	241,733	242,833
	Naval Sea Cadets		[1,100]
450	OFF-DUTY AND VOLUNTARY EDUCATION	139,815	139,815
460	CIVILIAN EDUCATION AND TRAINING	94,632	94,632
470	JUNIOR ROTC	51,373	51,373
	SUBTOTAL TRAINING AND RECRUITING	1,798,142	1,799,242
	ADMIN & SRVWD ACTIVITIES		
480	ADMINISTRATION	886,088	886,088
490	EXTERNAL RELATIONS	13,131	13,131
500	CIVILIAN MANPOWER AND PERSONNEL MANAGEMENT	115,742	115,742
510	MILITARY MANPOWER AND PERSONNEL MANAGEMENT	382,150	382,150
520	OTHER PERSONNEL SUPPORT	268,403	268,403
530	SERVICEWIDE COMMUNICATIONS	317,293	317,293
550	SERVICEWIDE TRANSPORTATION	207,128	207,128
570	PLANNING, ENGINEERING AND DESIGN	295,855	295,855

SEC. 4301. OPERATION AND MAINTENANCE
(In Thousands of Dollars)

Line	Item	FY 2014 Request	House Authorized
580	ACQUISITION AND PROGRAM MANAGEMENT	1,140,484	1,140,484
590	HULL, MECHANICAL AND ELECTRICAL SUPPORT	52,873	52,873
600	COMBAT/WEAPONS SYSTEMS	27,587	27,587
610	SPACE AND ELECTRONIC WARFARE SYSTEMS	75,728	75,728
620	NAVAL INVESTIGATIVE SERVICE	543,026	543,026
680	INTERNATIONAL HEADQUARTERS AND AGENCIES	4,965	4,965
705	CLASSIFIED PROGRAMS	545,775	545,775
	SUBTOTAL ADMIN & SRVWD ACTIVITIES	4,876,228	4,876,228
	UNDISTRIBUTED		
710	UNDISTRIBUTED	0	-278,200
	Average civilian end strength above projection		[-38,500]
	Unobligated balances		[-239,700]
	SUBTOTAL UNDISTRIBUTED	0	-278,200
	TOTAL OPERATION & MAINTENANCE, NAVY	39,945,237	39,918,243
	OPERATION & MAINTENANCE, MARINE CORPS		
	OPERATING FORCES		
010	OPERATIONAL FORCES	837,012	902,012
	Crisis Response Force		[30,000]
	Marine Security Guard		[35,000]
020	FIELD LOGISTICS	894,555	898,555
	Corrosion Prevention, Control, and Mitigation		[4,000]
030	DEPOT MAINTENANCE	223,337	221,337
	Unjustified Growth HUMVEE Modifications		[-2,000]
040	MARITIME PREPOSITIONING	97,878	97,878
050	SUSTAINMENT, RESTORATION & MODERNIZATION	774,619	781,719
	Sustainment to 90%		[7,100]
060	BASE OPERATING SUPPORT	2,166,661	2,166,661
	SUBTOTAL OPERATING FORCES	4,994,062	5,068,162
	TRAINING AND RECRUITING		
070	RECRUIT TRAINING	17,693	17,693
080	OFFICER ACQUISITION	896	896
090	SPECIALIZED SKILL TRAINING	100,806	100,806
100	PROFESSIONAL DEVELOPMENT EDUCATION	46,928	46,928
110	TRAINING SUPPORT	356,426	356,426
120	RECRUITING AND ADVERTISING	179,747	179,747
130	OFF-DUTY AND VOLUNTARY EDUCATION	52,255	52,255
140	JUNIOR ROTC	23,138	23,138
	SUBTOTAL TRAINING AND RECRUITING	777,889	777,889
	ADMIN & SRVWD ACTIVITIES		
150	SERVICEWIDE TRANSPORTATION	43,816	43,816
160	ADMINISTRATION	305,107	305,107
180	ACQUISITION AND PROGRAM MANAGEMENT	87,500	87,500
185	CLASSIFIED PROGRAMS	46,276	46,276
	SUBTOTAL ADMIN & SRVWD ACTIVITIES	482,699	482,699
	UNDISTRIBUTED		
190	UNDISTRIBUTED	0	-50,000
	Unobligated balances		[-50,000]
	SUBTOTAL UNDISTRIBUTED	0	-50,000
	TOTAL OPERATION & MAINTENANCE, MARINE CORPS	6,254,650	6,278,750
	OPERATION & MAINTENANCE, NAVY RES		
	OPERATING FORCES		
010	MISSION AND OTHER FLIGHT OPERATIONS	586,620	586,620
020	INTERMEDIATE MAINTENANCE	7,008	7,008
040	AIRCRAFT DEPOT MAINTENANCE	100,657	100,657
050	AIRCRAFT DEPOT OPERATIONS SUPPORT	305	305
060	AVIATION LOGISTICS	3,927	3,927
070	MISSION AND OTHER SHIP OPERATIONS	75,933	75,933
080	SHIP OPERATIONS SUPPORT & TRAINING	601	601
090	SHIP DEPOT MAINTENANCE	44,364	44,364
100	COMBAT COMMUNICATIONS	15,477	15,477
110	COMBAT SUPPORT FORCES	115,608	115,608

SEC. 4301. OPERATION AND MAINTENANCE (In Thousands of Dollars)			
Line	Item	FY 2014 Request	House Authorized
120	WEAPONS MAINTENANCE	1,967	1,967
130	ENTERPRISE INFORMATION	43,726	43,726
140	SUSTAINMENT, RESTORATION AND MODERNIZATION ..	69,011	74,011
	Sustainment to 90%		[5,000]
150	BASE OPERATING SUPPORT	109,604	109,604
	SUBTOTAL OPERATING FORCES	1,174,808	1,179,808
	ADMIN & SRVWD ACTIVITIES		
160	ADMINISTRATION	2,905	2,905
170	MILITARY MANPOWER AND PERSONNEL MANAGE- MENT	14,425	14,425
180	SERVICEWIDE COMMUNICATIONS	2,485	2,485
190	ACQUISITION AND PROGRAM MANAGEMENT	3,129	3,129
	SUBTOTAL ADMIN & SRVWD ACTIVITIES	22,944	22,944
	TOTAL OPERATION & MAINTENANCE, NAVY RES	1,197,752	1,202,752
	OPERATION & MAINTENANCE, MC RESERVE OPERATING FORCES		
010	OPERATING FORCES	96,244	96,244
020	DEPOT MAINTENANCE	17,581	19,081
	Restore Critical Depot Maintenance		[1,500]
030	SUSTAINMENT, RESTORATION AND MODERNIZATION ..	32,438	32,738
	Sustainment to 90%		[300]
040	BASE OPERATING SUPPORT	95,259	95,259
	SUBTOTAL OPERATING FORCES	241,522	243,322
	ADMIN & SRVWD ACTIVITIES		
050	SERVICEWIDE TRANSPORTATION	894	894
060	ADMINISTRATION	11,743	11,743
070	RECRUITING AND ADVERTISING	9,158	9,158
	SUBTOTAL ADMIN & SRVWD ACTIVITIES	21,795	21,795
	TOTAL OPERATION & MAINTENANCE, MC RESERVE	263,317	265,117
	OPERATION & MAINTENANCE, AIR FORCE OPERATING FORCES		
010	PRIMARY COMBAT FORCES	3,295,814	3,295,814
020	COMBAT ENHANCEMENT FORCES	1,875,095	1,875,095
030	AIR OPERATIONS TRAINING (OJT, MAINTAIN SKILLS) ..	1,559,109	1,559,109
040	DEPOT MAINTENANCE	5,956,304	5,961,304
	Corrosion Prevention, Control, and Mitigation		[5,000]
050	FACILITIES SUSTAINMENT, RESTORATION & MOD- ERNIZATION	1,834,424	2,224,454
	Restoration, Modernization, and Demolition project shortfalls		[12,000]
	Restoration, Modernization, and Demolition project shortfalls		[5,730]
	Restoration, Modernization, and Demolition project shortfalls		[152,800]
	Sustainment to 90%		[219,500]
060	BASE SUPPORT	2,779,811	2,779,811
070	GLOBAL C3I AND EARLY WARNING	913,841	913,841
080	OTHER COMBAT OPS SPT PROGRAMS	916,837	916,837
100	TACTICAL INTEL AND OTHER SPECIAL ACTIVITIES	720,349	720,349
110	LAUNCH FACILITIES	305,275	305,275
120	SPACE CONTROL SYSTEMS	433,658	433,658
130	COMBATANT COMMANDERS DIRECT MISSION SUPPORT NORTHCOM VOICE program	1,146,016	1,147,116
			[1,100]
140	COMBATANT COMMANDERS CORE OPERATIONS	231,830	231,830
	SUBTOTAL OPERATING FORCES	21,968,363	22,364,493
	MOBILIZATION		
150	AIRLIFT OPERATIONS	2,015,902	2,015,902
160	MOBILIZATION PREPAREDNESS	147,216	147,216
170	DEPOT MAINTENANCE	1,556,232	1,556,232
180	FACILITIES SUSTAINMENT, RESTORATION & MOD- ERNIZATION	167,402	167,402
190	BASE SUPPORT	707,040	707,040
	SUBTOTAL MOBILIZATION	4,593,792	4,593,792

SEC. 4301. OPERATION AND MAINTENANCE
(In Thousands of Dollars)

Line	Item	FY 2014 Request	House Authorized
TRAINING AND RECRUITING			
200	OFFICER ACQUISITION	102,334	102,334
210	RECRUIT TRAINING	17,733	17,733
220	RESERVE OFFICERS TRAINING CORPS (ROTC)	94,600	94,600
230	FACILITIES SUSTAINMENT, RESTORATION & MOD-ERNIZATION	217,011	217,011
240	BASE SUPPORT	800,327	800,327
250	SPECIALIZED SKILL TRAINING	399,364	399,364
260	FLIGHT TRAINING	792,275	792,275
270	PROFESSIONAL DEVELOPMENT EDUCATION	248,958	248,958
280	TRAINING SUPPORT	106,741	106,741
290	DEPOT MAINTENANCE	319,331	319,331
300	RECRUITING AND ADVERTISING	122,736	122,736
310	EXAMINING	3,679	3,679
320	OFF-DUTY AND VOLUNTARY EDUCATION	137,255	137,255
330	CIVILIAN EDUCATION AND TRAINING	176,153	176,153
340	JUNIOR ROTC	67,018	67,018
	SUBTOTAL TRAINING AND RECRUITING	3,605,515	3,605,515
ADMIN & SRVWD ACTIVITIES			
350	LOGISTICS OPERATIONS	1,103,684	1,103,684
360	TECHNICAL SUPPORT ACTIVITIES	919,923	919,923
370	DEPOT MAINTENANCE	56,601	52,601
	Heavy bomber eliminations related to New START treaty implementation		[-400]
	ICBM reductions related to New START implementation		[-3,600]
380	FACILITIES SUSTAINMENT, RESTORATION & MOD-ERNIZATION	281,061	281,061
390	BASE SUPPORT	1,203,305	1,203,305
400	ADMINISTRATION	593,865	593,865
410	SERVICEWIDE COMMUNICATIONS	574,609	574,609
420	OTHER SERVICEWIDE ACTIVITIES	1,028,600	1,013,200
	De-MIRVing ICBMs related to New START treaty implementation		[-700]
	ICBM eliminations and Environmental Impact Study related to New START treaty implementation		[-14,700]
430	CIVIL AIR PATROL	24,720	24,720
460	INTERNATIONAL SUPPORT	89,008	89,008
465	CLASSIFIED PROGRAMS	1,227,796	1,222,996
	Classified Adjustment		[-4,800]
	SUBTOTAL ADMIN & SRVWD ACTIVITIES	7,103,172	7,078,972
UNDISTRIBUTED			
470	UNDISTRIBUTED	0	-205,100
	Average civilian end strength above projection		[-18,700]
	Unobligated balances		[-186,400]
	SUBTOTAL UNDISTRIBUTED	0	-205,100
	TOTAL OPERATION & MAINTENANCE, AIR FORCE	37,270,842	37,437,672
OPERATION & MAINTENANCE, AF RESERVE OPERATING FORCES			
010	PRIMARY COMBAT FORCES	1,857,951	1,857,951
020	MISSION SUPPORT OPERATIONS	224,462	224,462
030	DEPOT MAINTENANCE	521,182	521,182
040	FACILITIES SUSTAINMENT, RESTORATION & MOD-ERNIZATION	89,704	98,804
	Sustainment to 90%		[9,100]
050	BASE SUPPORT	360,836	360,836
	SUBTOTAL OPERATING FORCES	3,054,135	3,063,235
ADMINISTRATION AND SERVICEWIDE ACTIVITIES			
060	ADMINISTRATION	64,362	64,362
070	RECRUITING AND ADVERTISING	15,056	15,056
080	MILITARY MANPOWER AND PERS MGMT (ARPC)	23,617	23,617
090	OTHER PERS SUPPORT (DISABILITY COMP)	6,618	6,618
100	AUDIOVISUAL	819	819

SEC. 4301. OPERATION AND MAINTENANCE (In Thousands of Dollars)			
Line	Item	FY 2014 Request	House Authorized
	SUBTOTAL ADMINISTRATION AND SERVICEWIDE ACTIVITIES	110,472	110,472
	TOTAL OPERATION & MAINTENANCE, AF RESERVE	3,164,607	3,173,707
	OPERATION & MAINTENANCE, ANG OPERATING FORCES		
010	AIRCRAFT OPERATIONS	3,371,871	3,371,871
020	MISSION SUPPORT OPERATIONS	720,305	720,305
030	DEPOT MAINTENANCE	1,514,870	1,514,870
040	FACILITIES SUSTAINMENT, RESTORATION & MOD- ERNIZATION	296,953	323,853
	Sustainment to 90%		[26,900]
050	BASE SUPPORT	597,303	597,303
	SUBTOTAL OPERATING FORCES	6,501,302	6,528,202
	ADMINISTRATION AND SERVICE-WIDE ACTIVI- TIES		
060	ADMINISTRATION	32,117	32,117
070	RECRUITING AND ADVERTISING	32,585	32,585
	SUBTOTAL ADMINISTRATION AND SERVICE- WIDE ACTIVITIES	64,702	64,702
	TOTAL OPERATION & MAINTENANCE, ANG	6,566,004	6,592,904
	OPERATION & MAINTENANCE, DEFENSE-WIDE OPERATING FORCES		
010	JOINT CHIEFS OF STAFF	472,239	472,239
020	SPECIAL OPERATIONS COMMAND	5,261,463	5,230,711
	AFSOC Flying Hour Program		[70,100]
	International SOF Information Sharing System		[-7,017]
	Ongoing baseline contingency operations		[-35,519]
	Pilot program for SOF family members		[5,000]
	Preserve the force and families—human performance pro- gram		[-16,605]
	Preserve the force and families—resiliency		[-8,786]
	Realignment of NATO Special Operations Headquarters to O&M, Army		[-31,200]
	Regional SOF Coordination Centers		[-14,725]
	SOCOM National Capitol Region		[-10,000]
	USASOC Flying Hour Program		[18,000]
	SUBTOTAL OPERATING FORCES	5,733,702	5,702,950
	TRAINING AND RECRUITING		
040	DEFENSE ACQUISITION UNIVERSITY	157,397	157,397
050	NATIONAL DEFENSE UNIVERSITY	84,899	84,899
	SUBTOTAL TRAINING AND RECRUITING	242,296	242,296
	ADMINISTRATION AND SERVICEWIDE ACTIVI- TIES		
060	CIVIL MILITARY PROGRAMS	144,443	165,443
	STARBASE		[21,000]
080	DEFENSE CONTRACT AUDIT AGENCY	612,207	612,207
090	DEFENSE CONTRACT MANAGEMENT AGENCY	1,378,606	1,378,606
110	DEFENSE HUMAN RESOURCES ACTIVITY	763,091	763,091
120	DEFENSE INFORMATION SYSTEMS AGENCY	1,326,243	1,326,243
140	DEFENSE LEGAL SERVICES AGENCY	29,933	29,933
150	DEFENSE LOGISTICS AGENCY	462,545	462,545
160	DEFENSE MEDIA ACTIVITY	222,979	222,979
170	DEFENSE POW/MIA OFFICE	21,594	21,594
180	DEFENSE SECURITY COOPERATION AGENCY	788,389	788,389
190	DEFENSE SECURITY SERVICE	546,603	546,603
210	DEFENSE TECHNOLOGY SECURITY ADMINISTRATION	35,151	35,151
220	DEFENSE THREAT REDUCTION AGENCY	438,033	438,033
240	DEPARTMENT OF DEFENSE EDUCATION ACTIVITY	2,713,756	2,713,756
250	MISSILE DEFENSE AGENCY	256,201	256,201
270	OFFICE OF ECONOMIC ADJUSTMENT	371,615	217,715
	Program reduction		[-153,900]
280	OFFICE OF THE SECRETARY OF DEFENSE	2,010,176	1,992,676

SEC. 4301. OPERATION AND MAINTENANCE (In Thousands of Dollars)			
Line	Item	FY 2014 Request	House Authorized
	BRAC 2015 Initiative		[-8,000]
	Combatant Commanders Exercise Engagement Training Transformation		[90,500]
	Procurement Technical Assistance Program—Enhanced Business Support		[10,000]
	Realignment to Building Partnership Capacity authorities		[-35,000]
	Reduction to Building Partnership Capacity authorities		[-75,000]
290	WASHINGTON HEADQUARTERS SERVICES	616,572	616,572
295	CLASSIFIED PROGRAMS	14,283,558	14,287,648
	Classified adjustment		[75,000]
	Classified adjustment		[-70,910]
	SUBTOTAL ADMINISTRATION AND SERVICEWIDE ACTIVITIES	27,021,695	26,875,385
	UNDISTRIBUTED		
305	UNDISTRIBUTED	0	-320,000
	Section 514. Study of Reserve Component General and Flag Officers		[3,000]
	Section 551. Department of Defense Recognition of Spouses of Members of Armed Forces who Serve in Combat Zones		[5,000]
	Section 571 .DOD Supplementary Impact Aid		[25,000]
	Section 621. Expand the victims transitional compensation benefit		[10,000]
	Unobligated balances		[-363,000]
	SUBTOTAL UNDISTRIBUTED	0	-320,000
	TOTAL OPERATION & MAINTENANCE, DE- FENSE-WIDE	32,997,693	32,500,631
	MISCELLANEOUS APPROPRIATIONS		
	MISCELLANEOUS APPROPRIATIONS		
050	OVERSEAS HUMANITARIAN, DISASTER AND CIVIC AID	109,500	109,500
060	COOPERATIVE THREAT REDUCTION	528,455	528,455
080	ACQ WORKFORCE DEV FD	256,031	256,031
090	ENVIRONMENTAL RESTORATION, ARMY	298,815	298,815
160	OVERSEAS CONTINGENCY OPERATIONS TRANSFER FUND	5,000	0
	Program reduction		[-5,000]
	SUBTOTAL MISCELLANEOUS APPROPRIA- TIONS	1,197,801	1,192,801
	MISCELLANEOUS APPROPRIATIONS		
100	ENVIRONMENTAL RESTORATION, NAVY	316,103	316,103
	SUBTOTAL MISCELLANEOUS APPROPRIA- TIONS	316,103	316,103
	MISCELLANEOUS APPROPRIATIONS		
110	ENVIRONMENTAL RESTORATION, AIR FORCE	439,820	439,820
	SUBTOTAL MISCELLANEOUS APPROPRIA- TIONS	439,820	439,820
	MISCELLANEOUS APPROPRIATIONS		
040	US COURT OF APPEALS FOR THE ARMED FORCES, DE- FENSE	13,606	12,626
	Unjustified Growth		[-980]
120	ENVIRONMENTAL RESTORATION, DEFENSE	10,757	10,757
	SUBTOTAL MISCELLANEOUS APPROPRIA- TIONS	24,363	23,383
	MISCELLANEOUS APPROPRIATIONS		
130	ENVIRONMENTAL RESTORATION FORMERLY USED SITES	237,443	237,443
	SUBTOTAL MISCELLANEOUS APPROPRIA- TIONS	237,443	237,443
	TOTAL MISCELLANEOUS APPROPRIATIONS	2,215,530	2,209,550
	TOTAL OPERATION AND MAINTENANCE	175,097,941	174,672,459

1 SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS

2 CONTINGENCY OPERATIONS.

SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)			
Line	Item	FY 2014 Request	House Authorized
OPERATION & MAINTENANCE, ARMY			
OPERATING FORCES			
010	MANEUVER UNITS	217,571	247,571
	Missile Defense Deployment—Other		[15,000]
	Missile Defense Deployment to Turkey		[15,000]
020	MODULAR SUPPORT BRIGADES	8,266	8,266
030	ECHELONS ABOVE BRIGADE	56,626	56,626
040	THEATER LEVEL ASSETS	4,209,942	4,209,942
050	LAND FORCES OPERATIONS SUPPORT	950,567	950,567
060	AVIATION ASSETS	474,288	474,288
070	FORCE READINESS OPERATIONS SUPPORT	1,349,152	1,349,152
080	LAND FORCES SYSTEMS READINESS	655,000	655,000
090	LAND FORCES DEPOT MAINTENANCE	301,563	796,563
	Restore High Priority Depot Maintenance		[495,000]
100	BASE OPERATIONS SUPPORT	706,214	706,214
140	ADDITIONAL ACTIVITIES	11,519,498	11,519,498
150	COMMANDERS EMERGENCY RESPONSE PROGRAM	60,000	60,000
160	RESET	2,240,358	3,740,358
	Restore Critical Army Reset		[1,500,000]
	SUBTOTAL OPERATING FORCES	22,749,045	24,774,045
ADMIN & SRVWIDE ACTIVITIES			
350	SERVICEWIDE TRANSPORTATION	4,601,356	4,601,356
380	AMMUNITION MANAGEMENT	17,418	17,418
400	SERVICEWIDE COMMUNICATIONS	110,000	110,000
420	OTHER PERSONNEL SUPPORT	94,820	94,820
430	OTHER SERVICE SUPPORT	54,000	54,000
450	REAL ESTATE MANAGEMENT	250,000	250,000
525	CLASSIFIED PROGRAMS	1,402,994	1,402,994
	SUBTOTAL ADMIN & SRVWIDE ACTIVITIES	6,530,588	6,530,588
UNDISTRIBUTED			
530	UNDISTRIBUTED	0	91,100
	Increase to support higher fuel rates		[91,100]
	SUBTOTAL UNDISTRIBUTED	0	91,100
	TOTAL OPERATION & MAINTENANCE, ARMY	29,279,633	31,395,733
OPERATION & MAINTENANCE, ARMY RES			
OPERATING FORCES			
030	ECHELONS ABOVE BRIGADE	6,995	6,995
050	LAND FORCES OPERATIONS SUPPORT	2,332	2,332
070	FORCE READINESS OPERATIONS SUPPORT	608	608
090	LAND FORCES DEPOT MAINTENANCE	0	75,800
	Restore High Priority Depot Maintenance		[75,800]
100	BASE OPERATIONS SUPPORT	33,000	33,000
	SUBTOTAL OPERATING FORCES	42,935	118,735
	TOTAL OPERATION & MAINTENANCE, ARMY RES ...	42,935	118,735
OPERATION & MAINTENANCE, ARNG			
OPERATING FORCES			
010	MANEUVER UNITS	29,314	29,314
020	MODULAR SUPPORT BRIGADES	1,494	1,494
030	ECHELONS ABOVE BRIGADE	15,343	15,343
040	THEATER LEVEL ASSETS	1,549	1,549
060	AVIATION ASSETS	64,504	64,504
070	FORCE READINESS OPERATIONS SUPPORT	31,512	31,512
100	BASE OPERATIONS SUPPORT	42,179	42,179
120	MANAGEMENT AND OPERATIONAL HQ'S	11,996	11,996
	SUBTOTAL OPERATING FORCES	197,891	197,891
ADMIN & SRVWD ACTIVITIES			
160	SERVICEWIDE COMMUNICATIONS	1,480	1,480

SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2014 Request	House Authorized
	SUBTOTAL ADMIN & SRVWD ACTIVITIES	1,480	1,480
	TOTAL OPERATION & MAINTENANCE, ARNG	199,371	199,371
	AFGHANISTAN SECURITY FORCES FUND		
	MINISTRY OF DEFENSE		
010	SUSTAINMENT	2,735,603	2,735,603
020	INFRASTRUCTURE	278,650	278,650
030	EQUIPMENT AND TRANSPORTATION	2,180,382	2,180,382
040	TRAINING AND OPERATIONS	626,550	626,550
	SUBTOTAL MINISTRY OF DEFENSE	5,821,185	5,821,185
	MINISTRY OF INTERIOR		
060	SUSTAINMENT	1,214,995	1,214,995
080	EQUIPMENT AND TRANSPORTATION	54,696	54,696
090	TRAINING AND OPERATIONS	626,119	626,119
	SUBTOTAL MINISTRY OF INTERIOR	1,895,810	1,895,810
	DETAINEE OPS		
110	SUSTAINMENT	7,225	7,225
140	TRAINING AND OPERATIONS	2,500	2,500
	SUBTOTAL DETAINEE OPS	9,725	9,725
	TOTAL AFGHANISTAN SECURITY FORCES FUND	7,726,720	7,726,720
	AFGHANISTAN INFRASTRUCTURE FUND		
	AFGHANISTAN INFRASTRUCTURE FUND		
010	POWER	279,000	279,000
	SUBTOTAL AFGHANISTAN INFRASTRUCTURE FUND	279,000	279,000
	TOTAL AFGHANISTAN INFRASTRUCTURE FUND	279,000	279,000
	OPERATION & MAINTENANCE, NAVY		
	OPERATING FORCES		
010	MISSION AND OTHER FLIGHT OPERATIONS	845,169	845,169
030	AVIATION TECHNICAL DATA & ENGINEERING SERVICES	600	600
040	AIR OPERATIONS AND SAFETY SUPPORT	17,489	17,489
050	AIR SYSTEMS SUPPORT	78,491	78,491
060	AIRCRAFT DEPOT MAINTENANCE	162,420	202,420
	Restore critical depot maintenance		[40,000]
070	AIRCRAFT DEPOT OPERATIONS SUPPORT	2,700	2,700
080	AVIATION LOGISTICS	50,130	50,130
090	MISSION AND OTHER SHIP OPERATIONS	949,539	960,939
	Spares		[11,400]
100	SHIP OPERATIONS SUPPORT & TRAINING	20,226	20,226
110	SHIP DEPOT MAINTENANCE	1,679,660	1,843,660
	Program increase		[164,000]
120	SHIP DEPOT OPERATIONS SUPPORT	0	126,000
	Program increase		[126,000]
130	COMBAT COMMUNICATIONS	37,760	37,760
160	WARFARE TACTICS	25,351	25,351
170	OPERATIONAL METEOROLOGY AND OCEANOGRAPHY	20,045	20,045
180	COMBAT SUPPORT FORCES	1,212,296	1,665,296
	Combat forces equipment		[148,000]
	Combat forces shortfall		[305,000]
190	EQUIPMENT MAINTENANCE	10,203	10,203
250	IN-SERVICE WEAPONS SYSTEMS SUPPORT	127,972	127,972
260	WEAPONS MAINTENANCE	221,427	221,427
290	SUSTAINMENT, RESTORATION AND MODERNIZATION	13,386	13,386
300	BASE OPERATING SUPPORT	110,940	110,940
	SUBTOTAL OPERATING FORCES	5,585,804	6,380,204
	MOBILIZATION		
340	EXPEDITIONARY HEALTH SERVICES SYSTEMS	18,460	18,460
360	COAST GUARD SUPPORT	227,033	227,033
	SUBTOTAL MOBILIZATION	245,493	245,493
	TRAINING AND RECRUITING		
400	SPECIALIZED SKILL TRAINING	50,269	50,269
430	TRAINING SUPPORT	5,400	5,400

SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2014 Request	House Authorized
	SUBTOTAL TRAINING AND RECRUITING	55,669	55,669
	ADMIN & SRVWD ACTIVITIES		
480	ADMINISTRATION	2,418	2,418
490	EXTERNAL RELATIONS	516	516
510	MILITARY MANPOWER AND PERSONNEL MANAGEMENT	5,107	5,107
520	OTHER PERSONNEL SUPPORT	1,411	1,411
530	SERVICEWIDE COMMUNICATIONS	2,545	2,545
550	SERVICEWIDE TRANSPORTATION	153,427	153,427
580	ACQUISITION AND PROGRAM MANAGEMENT	8,570	8,570
620	NAVAL INVESTIGATIVE SERVICE	1,425	1,425
705	CLASSIFIED PROGRAMS	5,608	5,608
	SUBTOTAL ADMIN & SRVWD ACTIVITIES	181,027	181,027
	UNDISTRIBUTED		
710	UNDISTRIBUTED	0	155,400
	Increase to support higher fuel rates		[155,400]
	SUBTOTAL UNDISTRIBUTED	0	155,400
	TOTAL OPERATION & MAINTENANCE, NAVY	6,067,993	7,017,793
	OPERATION & MAINTENANCE, MARINE CORPS		
	OPERATING FORCES		
010	OPERATIONAL FORCES	992,190	992,190
020	FIELD LOGISTICS	559,574	559,574
030	DEPOT MAINTENANCE	570,000	626,000
	Restore High Priority Depot Maintenance		[56,000]
060	BASE OPERATING SUPPORT	69,726	69,726
	SUBTOTAL OPERATING FORCES	2,191,490	2,247,490
	TRAINING AND RECRUITING		
110	TRAINING SUPPORT	108,270	108,270
	SUBTOTAL TRAINING AND RECRUITING	108,270	108,270
	ADMIN & SRVWD ACTIVITIES		
150	SERVICEWIDE TRANSPORTATION	365,555	365,555
160	ADMINISTRATION	3,675	3,675
185	CLASSIFIED PROGRAMS	825	825
	SUBTOTAL ADMIN & SRVWD ACTIVITIES	370,055	370,055
	UNDISTRIBUTED		
190	UNDISTRIBUTED	0	5,400
	Increase to support higher fuel rates		[5,400]
	SUBTOTAL UNDISTRIBUTED	0	5,400
	TOTAL OPERATION & MAINTENANCE, MARINE CORPS	2,669,815	2,731,215
	OPERATION & MAINTENANCE, NAVY RES		
	OPERATING FORCES		
010	MISSION AND OTHER FLIGHT OPERATIONS	17,196	17,196
020	INTERMEDIATE MAINTENANCE	200	200
040	AIRCRAFT DEPOT MAINTENANCE	6,000	6,000
070	MISSION AND OTHER SHIP OPERATIONS	12,304	12,304
090	SHIP DEPOT MAINTENANCE	6,790	6,790
110	COMBAT SUPPORT FORCES	13,210	13,210
	SUBTOTAL OPERATING FORCES	55,700	55,700
	TOTAL OPERATION & MAINTENANCE, NAVY RES	55,700	55,700
	OPERATION & MAINTENANCE, MC RESERVE		
	OPERATING FORCES		
010	OPERATING FORCES	11,124	11,124
040	BASE OPERATING SUPPORT	1,410	1,410
	SUBTOTAL OPERATING FORCES	12,534	12,534
	TOTAL OPERATION & MAINTENANCE, MC RESERVE	12,534	12,534
	OPERATION & MAINTENANCE, AIR FORCE		

SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2014 Request	House Authorized
OPERATING FORCES			
010	PRIMARY COMBAT FORCES	1,712,393	1,782,393
	Restore Critical Depot Maintenance		[70,000]
020	COMBAT ENHANCEMENT FORCES	836,104	836,104
030	AIR OPERATIONS TRAINING (OJT, MAINTAIN SKILLS)	14,118	14,118
040	DEPOT MAINTENANCE	1,373,480	1,473,480
	Program increase		[100,000]
050	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	122,712	122,712
060	BASE SUPPORT	1,520,333	1,520,333
070	GLOBAL C3I AND EARLY WARNING	31,582	31,582
080	OTHER COMBAT OPS SPT PROGRAMS	147,524	147,524
110	LAUNCH FACILITIES	857	857
120	SPACE CONTROL SYSTEMS	8,353	8,353
130	COMBATANT COMMANDERS DIRECT MISSION SUPPORT	50,495	50,495
	SUBTOTAL OPERATING FORCES	5,817,951	5,987,951
MOBILIZATION			
150	AIRLIFT OPERATIONS	3,091,133	3,141,133
	Restore Critical Depot Maintenance		[50,000]
160	MOBILIZATION PREPAREDNESS	47,897	47,897
170	DEPOT MAINTENANCE	387,179	887,179
	Program increase		[500,000]
180	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	7,043	7,043
190	BASE SUPPORT	68,382	68,382
	SUBTOTAL MOBILIZATION	3,601,634	4,151,634
TRAINING AND RECRUITING			
200	OFFICER ACQUISITION	100	100
210	RECRUIT TRAINING	478	478
240	BASE SUPPORT	19,256	19,256
250	SPECIALIZED SKILL TRAINING	12,845	12,845
260	FLIGHT TRAINING	731	731
270	PROFESSIONAL DEVELOPMENT EDUCATION	607	607
280	TRAINING SUPPORT	720	720
320	OFF-DUTY AND VOLUNTARY EDUCATION	152	152
	SUBTOTAL TRAINING AND RECRUITING	34,889	34,889
ADMIN & SRVWD ACTIVITIES			
350	LOGISTICS OPERATIONS	86,273	86,273
360	TECHNICAL SUPPORT ACTIVITIES	2,511	2,511
390	BASE SUPPORT	19,887	19,887
400	ADMINISTRATION	3,493	3,493
410	SERVICEWIDE COMMUNICATIONS	152,086	152,086
420	OTHER SERVICEWIDE ACTIVITIES	269,825	269,825
460	INTERNATIONAL SUPPORT	117	117
465	CLASSIFIED PROGRAMS	16,558	16,558
	SUBTOTAL ADMIN & SRVWD ACTIVITIES	550,750	550,750
UNDISTRIBUTED			
470	UNDISTRIBUTED	0	284,000
	Increase to support higher fuel rates		[284,000]
	SUBTOTAL UNDISTRIBUTED	0	284,000
	TOTAL OPERATION & MAINTENANCE, AIR FORCE	10,005,224	11,009,224
OPERATION & MAINTENANCE, AF RESERVE			
OPERATING FORCES			
030	DEPOT MAINTENANCE	26,599	26,599
050	BASE SUPPORT	6,250	6,250
	SUBTOTAL OPERATING FORCES	32,849	32,849
	TOTAL OPERATION & MAINTENANCE, AF RE- SERVE	32,849	32,849
OPERATION & MAINTENANCE, ANG			
OPERATING FORCES			
020	MISSION SUPPORT OPERATIONS	22,200	22,200
	SUBTOTAL OPERATING FORCES	22,200	22,200
	TOTAL OPERATION & MAINTENANCE, ANG	22,200	22,200

SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2014 Request	House Authorized
OPERATION & MAINTENANCE, DEFENSE-WIDE			
OPERATING FORCES			
020	SPECIAL OPERATIONS COMMAND	2,222,868	2,222,868
	SUBTOTAL OPERATING FORCES	2,222,868	2,222,868
ADMINISTRATION AND SERVICEWIDE ACTIVITIES			
080	DEFENSE CONTRACT AUDIT AGENCY	27,781	27,781
090	DEFENSE CONTRACT MANAGEMENT AGENCY	45,746	45,746
120	DEFENSE INFORMATION SYSTEMS AGENCY	76,348	76,348
140	DEFENSE LEGAL SERVICES AGENCY	99,538	99,538
160	DEFENSE MEDIA ACTIVITY	9,620	9,620
180	DEFENSE SECURITY COOPERATION AGENCY	1,950,000	1,950,000
240	DEPARTMENT OF DEFENSE EDUCATION ACTIVITY	100,100	100,100
280	OFFICE OF THE SECRETARY OF DEFENSE	38,227	73,227
	Realignment to Building Partnership Capacity authorities		[35,000]
290	WASHINGTON HEADQUARTERS SERVICES	2,784	2,784
295	CLASSIFIED PROGRAMS	1,862,066	1,862,066
	SUBTOTAL ADMINISTRATION AND SERVICEWIDE ACTIVITIES	4,212,210	4,247,210
	TOTAL OPERATION & MAINTENANCE, DEFENSE- WIDE	6,435,078	6,470,078
	TOTAL OPERATION & MAINTENANCE	62,829,052	67,071,152

1 **TITLE XLIV—MILITARY**
2 **PERSONNEL**

3 **SEC. 4401. MILITARY PERSONNEL.**

SEC. 4401. MILITARY PERSONNEL
(In Thousands of Dollars)

Item	FY 2014 Request	House Authorized
Military Personnel Appropriations	130,399,881	130,219,281
Flight Paramedic Training Pay and Allowances— Army Guard		[4,500]
Flight Paramedic Training Pay and Allowances— Army Reserve		[900]
Military Personnel unobligated		[-186,000]
Medicare-Eligible Retiree Health Fund Contribu- tions	6,676,750	6,676,750

4 **SEC. 4402. MILITARY PERSONNEL FOR OVERSEAS CONTIN-**
5 **GENCY OPERATIONS.**

SEC. 4402. MILITARY PERSONNEL FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Item	FY 2014 Request	House Authorized
Military Personnel Appropriations	9,689,307	9,689,307
Medicare-Eligible Retiree Health Fund Contribu- tions	164,033	164,033

1 **TITLE XLV—OTHER**
 2 **AUTHORIZATIONS**

3 **SEC. 4501. OTHER AUTHORIZATIONS.**

SEC. 4501. OTHER AUTHORIZATIONS (In Thousands of Dollars)		
Item	FY 2014 Request	House Authorized
WORKING CAPITAL FUND, ARMY		
PREPOSITIONED WAR RESERVE STOCKS	25,158	25,158
TOTAL WORKING CAPITAL FUND, ARMY	25,158	25,158
WORKING CAPITAL FUND, AIR FORCE		
SUPPLIES AND MATERIALS (MEDICAL/DENTAL)	61,731	61,731
TOTAL WORKING CAPITAL FUND, AIR FORCE	61,731	61,731
WORKING CAPITAL FUND, DEFENSE-WIDE		
DEFENSE LOGISTICS AGENCY (DLA)	46,428	46,428
TOTAL WORKING CAPITAL FUND, DEFENSE- WIDE	46,428	46,428
WORKING CAPITAL FUND, DECA		
WORKING CAPITAL FUND, DECA	1,412,510	1,412,510
TOTAL WORKING CAPITAL FUND, DECA	1,412,510	1,412,510
NATIONAL DEFENSE SEALIFT FUND		
MPF MLP	134,917	134,917
POST DELIVERY AND OUTFITTING	43,404	43,404
LG MED SPD RO/RO MAINTENANCE	116,784	116,784
DOD MOBILIZATION ALTERATIONS	60,703	60,703
TAH MAINTENANCE	19,809	19,809
RESEARCH AND DEVELOPMENT	56,058	56,058
READY RESERVE FORCE	299,025	299,025
TOTAL NATIONAL DEFENSE SEALIFT FUND	730,700	730,700
DEFENSE HEALTH PROGRAM		
IN-HOUSE CARE	8,880,738	8,880,738
PRIVATE SECTOR CARE	15,842,732	15,842,732
CONSOLIDATED HEALTH SUPPORT	2,505,640	2,505,640
INFORMATION MANAGEMENT	1,450,619	1,450,619
MANAGEMENT ACTIVITIES	368,248	368,248
EDUCATION AND TRAINING	733,097	733,097
BASE OPERATIONS/COMMUNICATIONS	1,872,660	1,872,660
R&D RESEARCH	9,162	9,162
R&D EXPLORATORY DEVELOPMENT	47,977	47,977
R&D ADVANCED DEVELOPMENT	291,156	291,156
R&D DEMONSTRATION/VALIDATION	132,430	132,430
R&D ENGINEERING DEVELOPMENT	161,674	161,674
R&D MANAGEMENT AND SUPPORT	72,568	72,568
R&D CAPABILITIES ENHANCEMENT	14,646	14,646
PROC INITIAL OUTFITTING	89,404	89,404
PROC REPLACEMENT & MODERNIZATION	377,577	377,577
PROC IEHR	204,200	204,200
UNDISTRIBUTED	0	-276,800
DHP Unobligated		[-440,800]
Section 711. Future Availability of TRICARE Prime for Certain Beneficiaries Enrolled in TRICARE Prime		[164,000]
TOTAL DEFENSE HEALTH PROGRAM	33,054,528	32,777,728
CHEM AGENTS & MUNITIONS DESTRUCTION		

SEC. 4501. OTHER AUTHORIZATIONS (In Thousands of Dollars)		
Item	FY 2014 Request	House Authorized
OPERATION & MAINTENANCE	451,572	451,572
RDT&E	604,183	604,183
PROCUREMENT	1,368	1,368
TOTAL CHEM AGENTS & MUNITIONS DESTRUCTION	1,057,123	1,057,123
DRUG INTERDICTION & CTR-DRUG ACTIVITIES, DEF		
OPERATING FORCES	815,965	815,965
DRUG DEMAND REDUCTION PROGRAM	122,580	122,580
TOTAL DRUG INTERDICTION & CTR-DRUG ACTIVITIES, DEF	938,545	938,545
OFFICE OF THE INSPECTOR GENERAL		
OPERATION AND MAINTENANCE	311,131	311,131
PROCUREMENT	1,000	1,000
TOTAL OFFICE OF THE INSPECTOR GENERAL	312,131	312,131
TOTAL OTHER AUTHORIZATIONS	37,638,854	37,362,054

1 **SEC. 4502. OTHER AUTHORIZATIONS FOR OVERSEAS CON-**
2 **TINGENCY OPERATIONS.**

SEC. 4502. OTHER AUTHORIZATIONS FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)		
Item	FY 2014 Request	House Authorized
WORKING CAPITAL FUND, ARMY		
PREPOSITIONED WAR RESERVE STOCKS	44,732	44,732
TOTAL WORKING CAPITAL FUND, ARMY	44,732	44,732
WORKING CAPITAL FUND, AIR FORCE		
C-17 CLS ENGINE REPAIR	78,500	78,500
TRANSPORTATION FALLEN HEROES	10,000	10,000
TOTAL WORKING CAPITAL FUND, AIR FORCE	88,500	88,500
WORKING CAPITAL FUND, DEFENSE-WIDE		
DEFENSE LOGISTICS AGENCY (DLA)	131,678	131,678
TOTAL WORKING CAPITAL FUND, DEFENSE-WIDE	131,678	131,678
DEFENSE HEALTH PROGRAM		
IN-HOUSE CARE	375,958	375,958
PRIVATE SECTOR CARE	382,560	382,560
CONSOLIDATED HEALTH SUPPORT	132,749	132,749
INFORMATION MANAGEMENT	2,238	2,238
MANAGEMENT ACTIVITIES	460	460
EDUCATION AND TRAINING	10,236	10,236
TOTAL DEFENSE HEALTH PROGRAM	904,201	904,201
DRUG INTERDICTION & CTR-DRUG ACTIVITIES, DEF		
OPERATING FORCES	376,305	376,305
TOTAL DRUG INTERDICTION & CTR-DRUG ACTIVITIES, DEF	376,305	376,305
OFFICE OF THE INSPECTOR GENERAL		

**SEC. 4502. OTHER AUTHORIZATIONS FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)**

Item	FY 2014 Request	House Authorized
OPERATION AND MAINTENANCE	10,766	10,766
TOTAL OFFICE OF THE INSPECTOR GENERAL	10,766	10,766
TOTAL OTHER AUTHORIZATIONS	1,556,182	1,556,182

1 **TITLE XLVI—MILITARY**
2 **CONSTRUCTION**

3 **SEC. 4601. MILITARY CONSTRUCTION.**

**SEC. 4601. MILITARY CONSTRUCTION
(In Thousands of Dollars)**

Account	State/Country and Installation	Project Title	Budget Request	House Agreement
	Alaska			
Army	Fort Wainwright	Aviation Battalion Complex	45,000	45,000
Army	Fort Wainwright	Aviation Storage Hangar	58,000	58,000
	Colorado			
Army	Fort Carson	Aircraft Maintenance Hangar	66,000	66,000
Army	Fort Carson	Aircraft Maintenance Hangar	73,000	73,000
Army	Fort Carson	Central Energy Plant	34,000	34,000
Army	Fort Carson	Fire Station	12,000	12,000
Army	Fort Carson	Headquarters Building	33,000	33,000
Army	Fort Carson	Runway	12,000	12,000
Army	Fort Carson	Simulator Building	12,200	12,200
	Florida			
Army	Eglin AFB	Automated Sniper Field Fire Range	4,700	4,700
	Georgia			
Army	Fort Gordon	Adv Individual Training Barracks Cplx, Ph2	61,000	61,000
	Hawaii			
Army	Fort Shafter	Command and Control Facility—Admin	75,000	65,000
	Kansas			
Army	Fort Leavenworth	Simulations Center	17,000	17,000
	Kentucky			
Army	Fort Campbell	Battlefield Weather Support Facility	4,800	4,800
	Maryland			
Army	Aberdeen Proving Ground	Operations and Maintenance Facilities	21,000	21,000
Army	Fort Detrick	Entry Control Point	2,500	2,500
Army	Fort Detrick	Hazardous Material Storage Building	4,600	4,600
	Missouri			
Army	Fort Leonard Wood	Adv Individual Training Barracks Cplx, Ph1	86,000	86,000
Army	Fort Leonard Wood	Simulator Building	4,700	4,700
	New York			
Army	U.S. Military Academy	Cadet Barracks, Incr 2	42,000	42,000
	North Carolina			
Army	Fort Bragg	Command and Control Facility	5,900	5,900
	Texas			
Army	Fort Bliss	Control Tower	10,800	10,800
Army	Fort Bliss	Unmanned Aerial Vehicle Complex	36,000	36,000
	Virginia			
Army	Joint Base Langley-Eustis	Adv Individual Training Barracks Cplx, Ph3	50,000	50,000
	Washington			
Army	Joint Base Lewis-Mechord	Aircraft Maintenance Hangar	79,000	79,000
Army	Joint Base Lewis-Mechord	Airfield Operations Complex	37,000	37,000
Army	Joint Base Lewis-Mechord	Aviation Battalion Complex	28,000	28,000
Army	Yakima	Automated Multipurpose Machine Gun Range	9,100	9,100
	Worldwide Classified			
Army	Classified Location	Company Operations Complex	33,000	33,000
	Kwajalein			
Army	Kwajalein Atoll	Pier	63,000	63,000
	Worldwide Unspecified			
Army	Unspecified Worldwide Locations	Host Nation Support Fy14	33,000	23,000
Army	Unspecified Worldwide Locations	Minor Construction Fy14	25,000	25,000

SEC. 4601. MILITARY CONSTRUCTION
(In Thousands of Dollars)

Account	State/Country and Installation	Project Title	Budget Request	House Agreement
Army	Unspecified Worldwide Locations	Planning and Design Fy14	41,575	41,575
Total Military Construction, Army			1,119,875	1,099,875
	California			
Navy	Barstow	Engine Dynamometer Facility	14,998	14,998
Navy	Camp Pendleton	Ammunition Supply Point Upgrade	13,124	13,124
Navy	Coronado	H-60 Trainer Facility	8,910	8,910
Navy	Point Mugu	Aircraft Engine Test Pads	7,198	7,198
Navy	Point Mugu	Bams Consolidated Maintenance Hangar	17,469	17,469
Navy	Port Hueneme	Unaccompanied Housing Conversion	33,600	33,600
Navy	San Diego	Steam Plant Decentralization	34,331	34,331
Navy	Twenty-nine Palms	Camp Wilson Infrastructure Upgrades	33,437	33,437
	Florida			
Navy	Jacksonville	P-8a Training & Parking Apron Expansion	20,752	20,752
Navy	Key West	Aircraft Crash/Rescue & Fire Headquarters	14,001	14,001
Navy	Mayport	Les Logistics Support Facility	16,093	16,093
	Georgia			
Navy	Albany	Cers Dispatch Facility	1,010	1,010
Navy	Albany	Weapons Storage and Inspection Facility	15,600	15,600
Navy	Savannah	Townsend Bombing Range Land Acq—Phase 1 ...	61,717	61,717
	Guam			
Navy	Joint Region Marianas	Aircraft Maintenance Hangar—North Ramp	85,673	85,673
Navy	Joint Region Marianas	Bams Forward Operational & Maintenance Hangar	61,702	61,702
Navy	Joint Region Marianas	Dehumidified Supply Storage Facility	17,170	17,170
Navy	Joint Region Marianas	Emergent Repair Facility Expansion	35,860	35,860
Navy	Joint Region Marianas	Modular Storage Magazines	63,382	63,382
Navy	Joint Region Marianas	Sierra Wharf Improvements	1,170	1,170
Navy	Joint Region Marianas	X-Ray Wharf Improvements	53,420	53,420
	Hawaii			
Navy	Kaneohe Bay	3rd Radio Bn Maintenance/Operations Complex ...	25,336	25,336
Navy	Kaneohe Bay	Aircraft Maintenance Expansion	16,968	16,968
Navy	Kaneohe Bay	Aircraft Maintenance Hangar Upgrades	31,820	31,820
Navy	Kaneohe Bay	Armory Addition and Renovation	12,952	12,952
Navy	Kaneohe Bay	Aviation Simulator Modernization/Addition	17,724	17,724
Navy	Kaneohe Bay	Mv-22 Hangar	57,517	57,517
Navy	Kaneohe Bay	Mv-22 Parking Apron and Infrastructure	74,665	74,665
Navy	Pearl City	Water Transmission Line	30,100	30,100
Navy	Pearl Harbor	Drydock Waterfront Facility	22,721	22,721
Navy	Pearl Harbor	Submarine Production Support Facility	35,277	35,277
	Illinois			
Navy	Great Lakes	Unaccompanied Housing	35,851	35,851
	Maine			
Navy	Bangor	Netams Vlf Commercial Power Connection	13,800	13,800
Navy	Kittery	Structural Shops Consolidation	11,522	11,522
	Maryland			
Navy	Fort Meade	Marforcybercom HQ-Ops Building	83,988	83,988
	Nevada			
Navy	Fallon	Wastewater Treatment Plant	11,334	11,334
	North Carolina			
Navy	Camp Lejeune	Landfill—Phase 4	20,795	20,795
Navy	Camp Lejeune	Operations Training Complex	22,515	22,515
Navy	Camp Lejeune	Steam Decentralization—BEQ Nodes	18,679	18,679
Navy	Camp Lejeune	Steam Decentralization—Camp Johnson	2,620	2,620
Navy	Camp Lejeune	Steam Decentralization—Hadnot Point	13,390	13,390
Navy	New River	Ch-53k Maintenance Training Facility	13,218	13,218
Navy	New River	Corrosion Control Hangar	12,547	12,547
Navy	New River	Regional Communication Station	20,098	20,098
	Oklahoma			
Navy	Tinker AFB	Tacamo E-6B Hangar	14,144	14,144
	Rhode Island			
Navy	Newport	Hewitt Hall Research Center	12,422	12,422
	South Carolina			
Navy	Charleston	Nuclear Power Operational Training Facility	73,932	73,932
	Virginia			
Navy	Dam Neck	Aerial Target Operation Consolidation	10,587	10,587
Navy	Norfolk	Pier 11 Power Upgrades for Cvn-78	3,380	3,380
Navy	Quantico	Academic Instruction Facility Tecom Schools	25,731	25,731
Navy	Quantico	Ate Transmitter/Receiver Relocation	3,630	3,630
Navy	Quantico	Fuller Road Improvements	9,013	9,013
Navy	Yorktown	Small Arms Ranges	18,700	18,700
	Washington			
Navy	Bremerton	Integrated Water Treatment Sys Dry Docks 3&4 ..	18,189	18,189
Navy	Kitsap	Explosives Handling Wharf #2 (Inc)	24,880	24,880
Navy	Whidbey Island	Ea-18g Facility Improvements	32,482	32,482
Navy	Whidbey Island	P-8a Hangar and Training Facilities	85,167	85,167
	Djibouti			

SEC. 4601. MILITARY CONSTRUCTION
(In Thousands of Dollars)

Account	State/Country and Installation	Project Title	Budget Request	House Agreement
Navy	Camp Lemonier	Armory	6,420	6,420
Navy	Camp Lemonier	Unaccompanied Housing	22,580	22,580
	Japan			
Navy	Camp Butler	Airfield Security Upgrades	5,820	5,820
Navy	Yokosuka	Communication System Upgrade	7,568	7,568
	Worldwide Unspecified			
Navy	Unspecified Worldwide Locations	Meon Design Funds	89,830	89,830
Navy	Unspecified Worldwide Locations	Unspecified Minor Construction	19,740	19,740
Total Military Construction, Navy			1,700,269	1,700,269
	Arizona			
AF	Luke AFB	F-35 Field Training Detachment	5,500	5,500
AF	Luke AFB	F-35 Sq Ops/Aircraft Maintenance Unit #3	21,400	21,400
	California			
AF	Beale AFB	Distributed Common Ground Station Ops Bldg	62,000	62,000
	Florida			
AF	Tyndall AFB	F-22 Munitions Storage Complex	9,100	9,100
	Guam			
AF	Joint Region Marianas	Par—Fuel Sys Hardened Bldgs	20,000	20,000
AF	Joint Region Marianas	Par—Strike Tactical Missile Mxs Facility	10,530	10,530
AF	Joint Region Marianas	Par—Tanker Gp Mx Hangar/AMU/Sqd Ops	132,600	132,600
AF	Joint Region Marianas	Prte Red Horse Airfield Operations Facility	8,500	8,500
AF	Joint Region Marianas	Prte Sf Fire Rescue & Emergency Mgt	4,600	4,600
	Hawaii			
AF	Joint Base Pearl Harbor-Hickam	C-17 Modernize Hgr 35, Docks 1&2	4,800	4,800
	Kansas			
AF	Mcconnell AFB	KC-46a 2-Bay Corrosion Control/Fuel Cell Hangar.	0	82,000
AF	Mcconnell AFB	KC-46a 3-Bay General Purpose Maintenance Hangar.	0	80,000
AF	Mcconnell AFB	KC-46a Aircraft Parking Apron Alteration	0	2,200
AF	Mcconnell AFB	KC-46a Aprons Fuels Distribution System	0	12,800
AF	Mcconnell AFB	KC-46a Flight Simulator Facility Phase 1	0	2,150
AF	Mcconnell AFB	KC-46a General Maintenance Hangar	0	32,000
AF	Mcconnell AFB	KC-46a Miscellaneous Facilities Alteration	0	970
AF	Mcconnell AFB	KC-46a Pipeline Student Dormitory	0	7,000
	Kentucky			
AF	Fort Campbell	19th Air Support Operations Sqdrn Expansion	8,000	8,000
	Maryland			
AF	Fort Meade	Cybercom Joint Operations Center, Increment 1 ...	85,000	85,000
AF	Joint Base Andrews	Helicopter Operations Facility	30,000	30,000
	Missouri			
AF	Whiteman AFB	Wsa Mop Igloos and Assembly Facility	5,900	5,900
	Nebraska			
AF	Offutt AFB	Usstratcom Replacement Facility, Iner 3	136,000	136,000
	Nevada			
AF	Nellis AFB	Add Rpa Weapons School Facility	20,000	20,000
AF	Nellis AFB	Dormitory (240 Rm)	35,000	35,000
AF	Nellis AFB	F-35 Alt Mission Equip (Ame) Storage	5,000	5,000
AF	Nellis AFB	F-35 Fuel Cell Hangar	9,400	9,400
AF	Nellis AFB	F-35 Parts Store	9,100	9,100
	New Mexico			
AF	Cannon AFB	Airmen and Family Readiness Center	5,500	5,500
AF	Cannon AFB	Dormitory (144 Rm)	22,000	22,000
AF	Cannon AFB	Satellite Dining Facility	6,600	6,600
AF	Holloman AFB	F-16 Aircraft Covered Washraek and Pad	2,250	2,250
AF	Kirtland AFB	Nuclear Systems Wing & Sustainment Center (Ph	30,500	30,500
	North Dakota			
AF	Minot AFB	B-52 Adal Aircraft Maintenance Unit	15,530	15,530
AF	Minot AFB	B-52 Munitions Storage Igloos	8,300	8,300
	Oklahoma			
AF	Altus AFB	KC-46a FtU Adal Fuel Systems Maintenance Dock	0	3,350
AF	Altus AFB	KC-46a FtU Adal Squad Ops/AMU	0	7,400
AF	Altus AFB	KC-46a FtU Flight Training Center Simulators Facility Phase 1.	0	12,600
AF	Altus AFB	KC-46a FtU Fuselage Trainer Phase 1	0	6,300
AF	Altus AFB	KC-46a FtU Renovate Facility	0	1,200
AF	Tinker AFB	KC-46a Land Acquisition	8,600	8,600
	Texas			
AF	Fort Bliss	F-16 Bak 12/14 Aircraft Arresting System	3,350	3,350
	Utah			
AF	Hill AFB	F-35 Aircraft Mx Unit Hangar 45e Ops #1	13,500	13,500
AF	Hill AFB	Fire Crash Rescue Station	18,500	18,500
	Virginia			

SEC. 4601. MILITARY CONSTRUCTION
(In Thousands of Dollars)

Account	State/Country and Installation	Project Title	Budget Request	House Agreement
AF	Joint Base Langley-Eustis	4-Bay Conventional Munitions Inspection Bldg	4,800	4,800
	Greenland			
AF	Thule Ab	Thule Consolidation, Phase 2	43,904	43,904
	Mariana Islands			
AF	Saipan	Par—Airport Pol/Bulk Storage Ast	18,500	18,500
AF	Saipan	Par—Hazardous Cargo Pad	8,000	8,000
AF	Saipan	Par—Maintenance Facility	2,800	2,800
	United Kingdom			
AF	Croughton Raf	Main Gate Complex	12,000	0
AF	Royal Air Force Lakenheath	Guardian Angel Operations Facility	22,047	22,047
	Worldwide Unspecified			
AF	Unspecified Worldwide Locations	KC-46a Ftu Facility Projects	63,000	0
AF	Unspecified Worldwide Locations	KC-46a Mob #1 Facility Projects	192,700	0
AF	Unspecified Worldwide Locations	Planning & Design	11,314	11,314
AF	Unspecified Worldwide Locations	Unspecified Minor Construction	20,448	20,448
	Total Military Construction, Air Force		1,156,573	1,138,843
	Alaska			
Def-Wide	Clear AFS	Bmds Upgrade Early Warning Radar	17,204	17,204
Def-Wide	Fort Greely	Mechanical-Electrical Bldg Missile Field #1	82,000	82,000
	California			
Def-Wide	Brawley	SOF Desert Warfare Training Center	23,095	23,095
Def-Wide	Defense Distribution Depot-Tracy	General Purpose Warehouse	37,554	37,554
Def-Wide	Miramar	Replace Fuel Pipeline	6,000	6,000
	Colorado			
Def-Wide	Fort Carson	SOF Group Support Battalion	22,282	22,282
	Florida			
Def-Wide	Hurlburt Field	SOF Add/Alter Operations Facility	7,900	7,900
Def-Wide	Jacksonville	Replace Fuel Pipeline	7,500	7,500
Def-Wide	Key West	SOF Boat Docks	3,600	0
Def-Wide	Panama City	Replace Ground Vehicle Fueling Facility	2,600	2,600
Def-Wide	Tyndall AFB	Replace Fuel Pipeline	9,500	9,500
	Georgia			
Def-Wide	Fort Benning	Faith Middle School Addition	6,031	6,031
Def-Wide	Fort Benning	White Elementary School Replacement	37,304	37,304
Def-Wide	Fort Stewart	Diamond Elementary School Replacement	44,504	44,504
Def-Wide	Hunter Army Airfield	Replace Fuel Island	13,500	13,500
Def-Wide	Moody AFB	Replace Ground Vehicle Fueling Facility	3,800	3,800
	Hawaii			
Def-Wide	Ford Island	DISA Pacific Facility Upgrades	2,615	2,615
Def-Wide	Joint Base Pearl Harbor-Hickam	Alter Warehouse Space	2,800	2,800
	Kentucky			
Def-Wide	Fort Campbell	Fort Campbell High School Replacement	59,278	59,278
Def-Wide	Fort Campbell	Marshall Elementary School Replacement	38,591	38,591
Def-Wide	Fort Campbell	SOF Group Special Troops Battalion	26,342	26,342
Def-Wide	Fort Knox	Ambulatory Health Center	265,000	265,000
Def-Wide	Fort Knox	Consolidate/Replace Van Voorhis-Mudge Es	38,023	38,023
	Maryland			
Def-Wide	Aberdeen Proving Ground	Public Health Command Lab Replacement	210,000	110,000
Def-Wide	Bethesda Naval Hospital	Mech & Electrical Improvements	46,800	46,800
Def-Wide	Bethesda Naval Hospital	Parking Garage	20,000	20,000
Def-Wide	Fort Detrick	USAMRIID Replacement Stage 1, Iner 8	13,000	0
Def-Wide	Fort Meade	High Performance Computing Capacity Inc 3	431,000	431,000
Def-Wide	Fort Meade	NSAW Recapitalize Building #1/Site M Inc 2	58,000	58,000
Def-Wide	Joint Base Andrews	Ambulatory Care Center Inc 2	76,200	63,800
	Massachusetts			
Def-Wide	Hanscom AFB	Hanscom Primary School Replacement	36,213	36,213
	New Jersey			
Def-Wide	Joint Base McGuire-Dix-Lakehurst	Replace Fuel Distribution Components	10,000	10,000
	New Mexico			
Def-Wide	Holloman AFB	Medical Clinic Replacement	60,000	60,000
Def-Wide	Holloman AFB	Replace Hydrant Fuel System	21,400	21,400
	North Carolina			
Def-Wide	Camp Lejeune	SOF Performance Resiliency Center	14,400	0
Def-Wide	Camp Lejeune	SOF Sustainment Training Complex	28,977	28,977

SEC. 4601. MILITARY CONSTRUCTION
(In Thousands of Dollars)

Account	State/Country and Installation	Project Title	Budget Request	House Agreement
Def-Wide	Fort Bragg	Consolidate/Replace Pope Holbrook Elementary	37,032	37,032
Def-Wide	Fort Bragg	SOF Civil Affairs Battalion Annex	37,689	37,689
Def-Wide	Fort Bragg	SOF Combat Medic Skills Sustain. Course Bldg	7,600	7,600
Def-Wide	Fort Bragg	SOF Engineer Training Facility	10,419	10,419
Def-Wide	Fort Bragg	SOF Language and Cultural Center	64,606	64,606
Def-Wide	Fort Bragg	SOF Upgrade Training Facility	14,719	14,719
Def-Wide	North Dakota			
	Minot AFB	Replace Fuel Pipeline	6,400	6,400
Def-Wide	Oklahoma			
	Altus AFB	Replace Refueler Parking	2,100	2,100
Def-Wide	Tinker AFB	Replace Fuel Distribution Facilities	36,000	36,000
Def-Wide	Pennsylvania			
	Def Distribution Depot	Upgrade Hazardous Material Warehouse	3,100	3,100
	New Cumberland			
Def-Wide	Def Distribution Depot	Upgrade Public Safety Facility	5,900	5,900
	New Cumberland			
Def-Wide	South Carolina			
	Beaufort	Bolden Elementary/Middle School Replacement	41,324	41,324
Def-Wide	Tennessee			
	Arnold Air Force Base	Replace Ground Vehicle Fueling Facility	2,200	2,200
Def-Wide	Texas			
	Fort Bliss	Hospital Replacement Iner 5	252,100	152,100
Def-Wide	Joint Base San Antonio	Samme Hyperbaric Facility Addition	12,600	12,600
Def-Wide	Virginia			
	Dam Neck	SOF Human Performance Center	11,147	0
Def-Wide	Def Distribution Depot	Operations Center Phase 1	87,000	87,000
	Richmond			
Def-Wide	Joint Expeditionary	SOF Logsu Two Operations Facility	30,404	30,404
	Base Little Creek—			
	Story			
Def-Wide	Pentagon	Boundary Channel Access Control Point	6,700	6,700
Def-Wide	Pentagon	Pentagon South Pedestrian Safety Project	1,850	1,850
Def-Wide	Pentagon	Pfpa Support Operations Center	14,800	14,800
Def-Wide	Pentagon	Raven Rock Administrative Facility Upgrade	32,000	32,000
Def-Wide	Pentagon	Raven Rock Exterior Cooling Tower	4,100	4,100
Def-Wide	Quantico	Quantico Middle/High School Replacement	40,586	40,586
Def-Wide	Washington			
	Whidbey Island	Replace Fuel Pier Breakwater	10,000	10,000
Def-Wide	Worldwide Classified			
	Classified Location	an/Tpy-2 Radar Site	15,000	15,000
Def-Wide	Bahrain Island			
	Sw Asia	Medical/Dental Clinic Replacement	45,400	45,400
Def-Wide	Belgium			
	Brussels	NATO Headquarters Facility	38,513	38,513
Def-Wide	Brussels	NATO Headquarters Fit-Out	29,100	29,100
Def-Wide	Germany			
	Kaiserslautern Ab	Kaiserslautern Elementary School Replacement	49,907	49,907
Def-Wide	Ramstein Ab	Ramstein High School Replacement	98,762	98,762
Def-Wide	Rhine Ordnance Barracks	Medical Center Replacement, Iner 3	151,545	151,545
Def-Wide	Weisbaden	Hainerberg Elementary School Replacement	58,899	58,899
Def-Wide	Weisbaden	Wiesbaden Middle School Replacement	50,756	50,756
Def-Wide	Japan			
	Atsugi	Replace Ground Vehicle Fueling Facility	4,100	4,100
Def-Wide	Iwakuni	Construct Hydrant Fuel System	34,000	34,000
Def-Wide	Kadena Ab	Kadena Middle School Addition/Renovation	38,792	38,792
Def-Wide	Torri Commo Station	SOF Facility Augmentation	71,451	64,071
Def-Wide	Yokosuka	Upgrade Fuel Pumps	10,600	10,600
Def-Wide	Korea			
	Camp Walker	Daegu Middle/High School Replacement	52,164	52,164
Def-Wide	Romania			
	Deveselu	Aegis Ashore Missile Def Sys Cmplx, Inerem. 2	85,000	80,000
Def-Wide	United Kingdom			
	Raf Mildenhall	Replace Fuel Storage	17,732	17,732
Def-Wide	Raf Mildenhall	SOF Airfield Pavements and Hangar/AMU	0	48,448
Def-Wide	Raf Mildenhall	SOF Airfield Pavements	24,077	0
Def-Wide	Raf Mildenhall	SOF Hangar/AMU	24,371	0
Def-Wide	Raf Mildenhall	SOF Mrsp and Parts Storage	6,797	6,797
Def-Wide	Raf Mildenhall	SOF Squadron Operations Facility	11,652	11,652
Def-Wide	Royal Air Force	Lakenheath High School Replacement	69,638	69,638
Def-Wide	Lakenheath			
Def-Wide	Worldwide Unspecified			
	Unspecified Worldwide	Contingency Construction	10,000	0
	Locations			
Def-Wide	Unspecified Worldwide	Energy Conservation Investment Program	150,000	150,000
	Locations			
Def-Wide	Unspecified Worldwide	Exercise Related Minor Construction	9,730	9,730
	Locations			

SEC. 4601. MILITARY CONSTRUCTION
(In Thousands of Dollars)

Account	State/Country and Installation	Project Title	Budget Request	House Agreement
Def-Wide	Unspecified Worldwide Locations	Planning & Design	10,891	10,891
Def-Wide	Unspecified Worldwide Locations	Planning and Design	57,053	57,053
Def-Wide	Unspecified Worldwide Locations	Planning and Design	50,192	50,192
Def-Wide	Unspecified Worldwide Locations	Planning and Design	75,905	75,905
Def-Wide	Unspecified Worldwide Locations	Planning and Design	36,866	36,866
Def-Wide	Unspecified Worldwide Locations	Planning and Design	6,931	6,931
Def-Wide	Unspecified Worldwide Locations	Unspecified Minor Construction	9,578	9,578
Def-Wide	Unspecified Worldwide Locations	Unspecified Minor Construction	5,170	5,170
Def-Wide	Unspecified Worldwide Locations	Unspecified Minor Construction	1,500	1,500
Def-Wide	Unspecified Worldwide Locations	Unspecified Minor Construction	2,000	2,000
Def-Wide	Unspecified Worldwide Locations	Unspecified Minor Construction	5,409	5,409
Def-Wide	Unspecified Worldwide Locations	Unspecified Minor Construction	7,430	7,430
Def-Wide	Unspecified Worldwide Locations	Unspecified Minor Construction	3,000	3,000
Total Military Construction, Defense-Wide			3,985,300	3,708,373
Chem Demil	Kentucky Blue Grass Army Depot	Ammunition Demilitarization Facility, Ph Xiv	122,536	122,536
Total Chemical Demilitarization Construction, Defense			122,536	122,536
NATO	Worldwide Unspecified NATO Security Investment Program	NATO Security Investment Program	239,700	199,700
Total NATO Security Investment Program			239,700	199,700
Army NG	Alabama Decatur	National Guard Readiness Center Add/Alt	4,000	4,000
Army NG	Arkansas Fort Chaffee	Scout/Reece Gunnery Complex	21,000	21,000
Army NG	Florida Pinellas Park	Ready Building	5,700	5,700
Army NG	Illinois Kankakee	Aircraft Maintenance Hangar	28,000	28,000
Army NG	Kankakee	Readiness Center	14,000	14,000
Army NG	Massachusetts Camp Edwards	Enlisted Barracks, Transient Training Add	19,000	19,000
Army NG	Michigan Camp Grayling	Enlisted Barracks, Transient Training	17,000	17,000
Army NG	Minnesota Stillwater	Readiness Center	17,000	17,000
Army NG	Mississippi Camp Shelby	Water Supply/Treatment Building, Potable	3,000	3,000
Army NG	Pascagoula	Readiness Center	4,500	4,500
Army NG	Missouri Macon	Vehicle Maintenance Shop	9,100	9,100
Army NG	Whiteman AFB	Aircraft Maintenance Hangar	5,000	5,000
Army NG	New York New York	Readiness Center Add/Alt	31,000	31,000
Army NG	Ohio Ravenna Army Ammunition Plant	Sanitary Sewer	5,200	5,200
Army NG	Pennsylvania Fort Indiantown Gap	Aircraft Maintenance Instructional Building	40,000	40,000
Army NG	Puerto Rico Camp Santiago	Maneuver Area Training & Equipment Site Addit	5,600	5,600
Army NG	South Carolina Greenville	Readiness Center	13,000	13,000
Army NG	Greenville	Vehicle Maintenance Shop	13,000	13,000
Army NG	Texas Fort Worth	Armed Forces Reserve Center Add	14,270	14,270
Army NG	Wyoming Afton	National Guard Readiness Center	10,200	10,200

SEC. 4601. MILITARY CONSTRUCTION
(In Thousands of Dollars)

Account	State/Country and Installation	Project Title	Budget Request	House Agreement
Army NG	Worldwide Unspecified Unspecified Worldwide Locations	Planning and Design	29,005	24,005
Army NG	Unspecified Worldwide Locations	Unspecified Minor Construction	12,240	12,240
Total Military Construction, Army National Guard			320,815	315,815
Army Res	California Camp Parks	Army Reserve Center	17,500	17,500
Army Res	Fort Hunter Liggett	Tass Training Center (Ttc)	16,500	16,500
Army Res	Maryland Bowie	Army Reserve Center	25,500	25,500
Army Res	New Jersey Joint Base Meguire-Dix-Lakehurst	Automated Multipurpose Machine Gun (Mpmg)	9,500	9,500
Army Res	Joint Base Meguire-Dix-Lakehurst	Central Issue Facility	7,900	7,900
Army Res	Joint Base Meguire-Dix-Lakehurst	Consolidated Dining Facility	13,400	13,400
Army Res	Joint Base Meguire-Dix-Lakehurst	Modified Record Fire Range	5,400	5,400
Army Res	New York Bullville	Army Reserve Center	14,500	14,500
Army Res	North Carolina Fort Bragg	Army Reserve Center	24,500	24,500
Army Res	Wisconsin Fort Mecoy	Access Control Point/Mail/Freight Center	17,500	17,500
Army Res	Fort Mecoy	Neo Academy Dining Facility	5,900	5,900
Army Res	Worldwide Unspecified Unspecified Worldwide Locations	Planning and Design	14,212	14,212
Army Res	Unspecified Worldwide Locations	Unspecified Minor Construction	1,748	1,748
Total Military Construction, Army Reserve			174,060	174,060
N/MC Res	California March AFB	NOSC Moreno Valley Reserve Training Center	11,086	11,086
N/MC Res	Missouri Kansas City	Reserve Training Center—Belton, Missouri	15,020	15,020
N/MC Res	Tennessee Memphis	Reserve Boat Maintenance and Storage Facility ...	4,330	4,330
N/MC Res	Worldwide Unspecified Unspecified Worldwide Locations	Meur Planning & Design	1,500	1,500
N/MC Res	Unspecified Worldwide Locations	Usmer Planning and Design	1,040	1,040
Total Military Construction, Naval Reserve			32,976	32,976
Air NG	Alabama Birmingham IAP	Add to and Alter Distributed Ground Station F	8,500	8,500
Air NG	Indiana Hulman Regional Airport	Add/Alter Bldg 37 for Dist Common Ground Sta ..	7,300	7,300
Air NG	Maryland Fort Meade	175th Network Warfare Squadron Facility	4,000	0
Air NG	Martin State Airport	Cyber/ISR Facility	8,000	0
Air NG	Montana Great Falls IAP	Intra-Theater Airlift Conversion	22,000	22,000
Air NG	New York Fort Drum	Mq-9 Flight Training Unit Hangar	4,700	4,700
Air NG	Ohio Springfield Beckley-Map	Alter Intelligence Operations Facility	7,200	7,200
Air NG	Pennsylvania Fort Indiantown Gap	Communications Operations and Training Facili ...	7,700	7,700
Air NG	Rhode Island Quonset State Airport	C-130J Flight Simulator Training Facility	6,000	6,000
Air NG	Tennessee Meghee-Tyson Airport	Tec Expansion- Dormitory & Classroom Facility ...	18,000	18,000
Air NG	Worldwide Unspecified Various Worldwide Locations	Planning and Design	13,400	13,400
Air NG	Various Worldwide Locations	Unspecified Minor Construction	13,000	13,000

SEC. 4601. MILITARY CONSTRUCTION
(In Thousands of Dollars)

Account	State/Country and Installation	Project Title	Budget Request	House Agreement
Total Military Construction, Air National Guard			119,800	107,800
AF Res	California March AFB	Joint Regional Deployment Processing Center,	19,900	19,900
AF Res	Florida Homestead AFS	Entry Control Complex	9,800	9,800
AF Res	Oklahoma Tinker AFB	Air Control Group Squadron Operations	12,200	12,200
AF Res	Worldwide Unspecified Various Worldwide Locations	Planning and Design	2,229	2,229
AF Res	Worldwide Unspecified Various Worldwide Locations	Unspecified Minor Construction	1,530	1,530
Total Military Construction, Air Force Reserve			45,659	45,659
FH Con Army	Wisconsin Fort Meeco	Family Housing New Construction (56 Units)	23,000	23,000
FH Con Army	Germany South Camp Vilseck	Family Housing New Construction (29 Units)	16,600	16,600
FH Con Army	Worldwide Unspecified Unspecified Worldwide Locations	Family Housing P & D	4,408	4,408
Total Family Housing Construction, Army			44,008	44,008
FH Ops Army	Worldwide Unspecified Unspecified Worldwide Locations	Furnishings	33,125	33,125
FH Ops Army	Worldwide Unspecified Unspecified Worldwide Locations	Leased Housing	180,924	180,924
FH Ops Army	Worldwide Unspecified Unspecified Worldwide Locations	Maintenance of Real Property Facilities	107,639	107,639
FH Ops Army	Worldwide Unspecified Unspecified Worldwide Locations	Management Account	54,433	54,433
FH Ops Army	Worldwide Unspecified Unspecified Worldwide Locations	Military Housing Privatization Initiative	25,661	25,661
FH Ops Army	Worldwide Unspecified Unspecified Worldwide Locations	Miscellaneous	646	646
FH Ops Army	Worldwide Unspecified Unspecified Worldwide Locations	Services	13,536	13,536
FH Ops Army	Worldwide Unspecified Unspecified Worldwide Locations	Utilities	96,907	96,907
Total Family Housing Operation And Maintenance, Army			512,871	512,871
FH Con AF	Worldwide Unspecified Unspecified Worldwide Locations	Improvements	72,093	72,093
FH Con AF	Worldwide Unspecified Unspecified Worldwide Locations	Planning and Design	4,267	4,267
Total Family Housing Construction, Air Force			76,360	76,360
FH Ops AF	Worldwide Unspecified Unspecified Worldwide Locations	Furnishings Account	39,470	39,470
FH Ops AF	Worldwide Unspecified Unspecified Worldwide Locations	Housing Privatization	41,436	41,436
FH Ops AF	Worldwide Unspecified Unspecified Worldwide Locations	Leasing	54,514	54,514
FH Ops AF	Worldwide Unspecified Unspecified Worldwide Locations	Maintenance (Rpma Rpme)	110,786	110,786
FH Ops AF	Worldwide Unspecified Unspecified Worldwide Locations	Management Account	53,044	53,044
FH Ops AF	Worldwide Unspecified Unspecified Worldwide Locations	Miscellaneous Account	1,954	1,954
FH Ops AF	Worldwide Unspecified Unspecified Worldwide Locations	Services Account	16,862	16,862
FH Ops AF	Worldwide Unspecified Unspecified Worldwide Locations	Utilities Account	70,532	70,532
Total Family Housing Operation And Maintenance, Air Force			388,598	388,598
FH Con Navy	Worldwide Unspecified Unspecified Worldwide Locations	Design	4,438	4,438
FH Con Navy	Worldwide Unspecified Unspecified Worldwide Locations	Improvements	68,969	68,969

SEC. 4601. MILITARY CONSTRUCTION
(In Thousands of Dollars)

Account	State/Country and Installation	Project Title	Budget Request	House Agreement
Total Family Housing Construction, Navy And Marine Corps			73,407	73,407
	Worldwide Unspecified			
FH Ops Navy	Unspecified Worldwide Locations	Furnishings Account	21,073	21,073
FH Ops Navy	Unspecified Worldwide Locations	Leasing	74,962	74,962
FH Ops Navy	Unspecified Worldwide Locations	Maintenance of Real Property	90,122	90,122
FH Ops Navy	Unspecified Worldwide Locations	Management Account	60,782	60,782
FH Ops Navy	Unspecified Worldwide Locations	Miscellaneous Account	362	362
FH Ops Navy	Unspecified Worldwide Locations	Privatization Support Costs	27,634	27,634
FH Ops Navy	Unspecified Worldwide Locations	Services Account	20,596	20,596
FH Ops Navy	Unspecified Worldwide Locations	Utilities Account	94,313	94,313
Total Family Housing Operation And Maintenance, Navy And Marine Corps.			389,844	389,844
	Worldwide Unspecified			
FH Ops DW	Unspecified Worldwide Locations	Furnishings Account	3,196	3,196
FH Ops DW	Unspecified Worldwide Locations	Furnishings Account	67	67
FH Ops DW	Unspecified Worldwide Locations	Furnishings Account	20	20
FH Ops DW	Unspecified Worldwide Locations	Leasing	10,994	10,994
FH Ops DW	Unspecified Worldwide Locations	Leasing	40,433	40,433
FH Ops DW	Unspecified Worldwide Locations	Maintenance of Real Property	311	311
FH Ops DW	Unspecified Worldwide Locations	Maintenance of Real Property	74	74
FH Ops DW	Unspecified Worldwide Locations	Management Account	418	418
FH Ops DW	Unspecified Worldwide Locations	Services Account	32	32
FH Ops DW	Unspecified Worldwide Locations	Utilities Account	288	288
FH Ops DW	Unspecified Worldwide Locations	Utilities Account	12	12
Total Family Housing Operation And Maintenance, Defense-Wide			55,845	55,845
	Worldwide Unspecified			
FHIF	Unspecified Worldwide Locations	Family Housing Improvement Fund	1,780	1,780
Total DOD Family Housing Improvement Fund			1,780	1,780
	Worldwide Unspecified			
BRAC	Base Realignment & Closure, Army	Base Realignment and Closure	180,401	180,401
BRAC	Base Realignment & Closure, Navy	Base Realignment & Closure	108,300	108,300
BRAC	Unspecified Worldwide Locations	Dod BRAC Activities—Air Force	126,376	126,376
BRAC	Unspecified Worldwide Locations	Don-100: Planning, Design and Management	7,277	7,277
BRAC	Unspecified Worldwide Locations	Don-101: Various Locations	20,988	20,988
BRAC	Unspecified Worldwide Locations	Don-138: NAS Brunswick, ME	993	993
BRAC	Unspecified Worldwide Locations	Don-157: Mesa Kansas City, MO	40	40
BRAC	Unspecified Worldwide Locations	Don-172: NWS Seal Beach, Concord, CA	5,766	5,766
BRAC	Unspecified Worldwide Locations	Don-84: JRB Willow Grove & Cambria Reg Ap ...	1,216	1,216
Total Base Realignment and Closure—Army			451,357	451,357

SEC. 4601. MILITARY CONSTRUCTION
(In Thousands of Dollars)

Account	State/Country and Installation	Project Title	Budget Request	House Agreement
	Worldwide Unspecified			
PYS	Unspecified Worldwide Locations	Prior Year Savings—ANG Unspecified Minor Construction.	0	-45,623
PYS	Unspecified Worldwide Locations	Prior Year Savings—Army Bid Savings	0	-14,000
PYS	Unspecified Worldwide Locations	Prior Year Savings—Army Planning and Design Fy12.	0	-50,000
PYS	Unspecified Worldwide Locations	Prior Year Savings—Defense Wide Bid Savings ...	0	-358,400
PYS	Unspecified Worldwide Locations	Prior Year Savings—Defense Wide Unspecified Minor Construction.	0	-16,470
PYS	Unspecified Worldwide Locations	Prior Year Savings—Navy Bid Savings	0	-49,920
PYS	Unspecified Worldwide Locations	Prior Year Savings—Section 1013 of the Demonstration Cities and Metropolitan Development Act of 1966, AS Amended.	0	-50,000
Total Prior Year Savings			0	-584,413
Total Military Construction			11,011,633	10,055,563

1 **TITLE XLVII—DEPARTMENT OF**
2 **ENERGY NATIONAL SECURITY**
3 **PROGRAMS**

4 **SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY**
5 **PROGRAMS.**

SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS
(In Thousands of Dollars)

Program	FY 2014 Request	House Authorized
Discretionary Summary By Appropriation		
Energy And Water Development, And Related Agencies		
Appropriation Summary:		
Energy Programs		
Electricity delivery and energy reliability	16,000	0
Nuclear Energy	94,000	94,000
Atomic Energy Defense Activities		
National nuclear security administration:		
Weapons activities	7,868,409	8,088,409
Defense nuclear nonproliferation	2,140,142	2,140,142
Naval reactors	1,246,134	1,246,134
Office of the administrator	397,784	389,784
Total, National nuclear security administration	11,652,469	11,864,469
Environmental and other defense activities:		
Defense environmental cleanup	5,316,909	4,958,909
Other defense activities	749,080	749,080
Total, Environmental & other defense activities	6,065,989	5,707,989
Total, Atomic Energy Defense Activities	17,718,458	17,572,458
Total, Discretionary Funding	17,828,458	17,666,458
Electricity Delivery & Energy Reliability		
Electricity Delivery & Energy Reliability		
Infrastructure security & energy restoration (HS)	16,000	0
Nuclear Energy		
Idaho sitewide safeguards and security	94,000	94,000
Weapons Activities		
Life extension programs and major alterations		

SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS (In Thousands of Dollars)		
Program	FY 2014 Request	House Authorized
B61 Life extension program	537,044	581,044
W76 Life extension program	235,382	245,082
W78/88-1 Life extension program	72,691	78,291
W88 ALT 370	169,487	169,487
Total, Stockpile assessment and design	1,014,604	1,073,904
Stockpile systems		
B61 Stockpile systems	83,536	83,536
W76 Stockpile systems	47,187	47,187
W78 Stockpile systems	54,381	54,381
W80 Stockpile systems	50,330	50,330
B83 Stockpile systems	54,948	60,948
W87 Stockpile systems	101,506	101,506
W88 Stockpile systems	62,600	62,600
Total, Stockpile systems	454,488	460,488
Weapons dismantlement and disposition		
Operations and maintenance	49,264	49,264
Stockpile services		
Production support	321,416	351,016
Research and development support	26,349	29,549
R&D certification and safety	191,259	209,559
Management, technology, and production	214,187	214,187
Plutonium sustainment	156,949	166,449
Total, Stockpile services	910,160	970,760
Total, Directed stockpile work	2,428,516	2,554,416
Campaigns:		
Science campaign		
Advanced certification	54,730	54,730
Primary assessment technologies	109,231	109,231
Dynamic materials properties	116,965	116,965
Advanced radiography	30,509	30,509
Secondary assessment technologies	86,467	86,467
Total, Science campaign	397,902	397,902
Engineering campaign		
Enhanced surety	51,771	54,271
Weapon systems engineering assessment technology	23,727	23,727
Nuclear survivability	19,504	19,504
Enhanced surveillance	54,909	58,909
Total, Engineering campaign	149,911	156,411
Inertial confinement fusion ignition and high yield campaign		
Ignition	80,245	80,245
Support of other stockpile programs	15,001	15,001
Diagnostics, cryogenics and experimental support	59,897	59,897
Pulsed power inertial confinement fusion	5,024	5,024
Joint program in high energy density laboratory plasmas	8,198	8,198
Facility operations and target production	232,678	232,678
Total, Inertial confinement fusion and high yield campaign	401,043	401,043
Advanced simulation and computing campaign	564,329	564,329
Readiness Campaign		
Component manufacturing development	106,085	106,085
Tritium readiness	91,695	91,695
Total, Readiness campaign	197,780	197,780
Total, Campaigns	1,710,965	1,717,465
Nuclear programs		
Nuclear operations capability	265,937	265,937
Capabilities based investments	39,558	39,558
Construction:		
12-D-301 TRU waste facilities, LANL	26,722	26,722
11-D-801 TA-55 Reinvestment project Phase 2, LANL	30,679	30,679
07-D-220 Radioactive liquid waste treatment facility upgrade project, LANL	55,719	55,719

SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS
(In Thousands of Dollars)

Program	FY 2014 Request	House Authorized
06-D-141 PED/Construction, Uranium Capabilities Replacement		
Project Y-12	325,835	325,835
Total, Construction	438,955	438,955
Total, Nuclear programs	744,450	744,450
Secure transportation asset		
Operations and equipment	122,072	122,072
Program direction	97,118	97,118
Total, Secure transportation asset	219,190	219,190
Site stewardship		
Nuclear materials integration	17,679	17,679
Corporate project management	13,017	13,017
Minority serving institution partnerships program	14,531	14,531
Enterprise infrastructure		
Site Operations	1,112,455	1,112,455
Site Support	109,561	109,561
Sustainment	433,764	498,864
Facilities disposition	5,000	5,000
Subtotal, Enterprise infrastructure	1,660,780	1,725,880
Total, Site stewardship	1,706,007	1,771,107
Defense nuclear security		
Operations and maintenance	664,981	664,981
Construction:		
14-D-710 DAF Argus, NNSS	14,000	14,000
Total, Defense nuclear security	678,981	678,981
NNSA CIO activities	148,441	170,941
Legacy contractor pensions	279,597	279,597
Subtotal, Weapons activities	7,916,147	8,136,147
Adjustments		
Use of prior year balances	-47,738	-47,738
Total, Adjustments	-47,738	-47,738
Total, Weapons Activities	7,868,409	8,088,409
Defense Nuclear Nonproliferation		
Defense Nuclear Nonproliferation Programs		
Global threat reduction initiative	424,487	447,487
Defense Nuclear Nonproliferation R&D		
Operations and maintenance	388,838	388,838
Nonproliferation and international security	141,675	141,675
International material protection and cooperation	369,625	346,625
Fissile materials disposition		
U.S. surplus fissile materials disposition		
Operations and maintenance		
U.S. plutonium disposition	157,557	157,557
U.S. uranium disposition	25,000	25,000
Total, Operations and maintenance	182,557	182,557
Construction:		
99-D-143 Mixed oxide fuel fabrication facility, Savannah River, SC	320,000	320,000
Total, Construction	320,000	320,000
Total, U.S. surplus fissile materials disposition	502,557	502,557
Total, Fissile materials disposition	502,557	502,557
Legacy contractor pensions	93,703	93,703
Total, Defense Nuclear Nonproliferation Programs	1,920,885	1,920,885
Nuclear counterterrorism incident response program	181,293	181,293

SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS
(In Thousands of Dollars)

Program	FY 2014 Request	House Authorized
Counterterrorism and counterproliferation programs	74,666	74,666
Subtotal, Defense Nuclear Nonproliferation	2,176,844	2,176,844
Adjustments		
Use of prior year balances	-36,702	-36,702
Total, Adjustments	-36,702	-36,702
Total, Defense Nuclear Nonproliferation	2,140,142	2,140,142
Naval Reactors		
Naval reactors operations and infrastructure	455,740	453,740
Naval reactors development	419,400	419,400
Ohio replacement reactor systems development	126,400	126,400
S8G Prototype refueling	144,400	144,400
Program direction	44,404	44,404
Construction:		
14-D-902 KL Materials characterization laboratory expansion, KAPL ..	1,000	1,000
14-D-901 Spent fuel handling recapitalization project, NRF	45,400	45,400
13-D-905 Remote-handled low-level waste facility, INL	21,073	21,073
13-D-904 KS Radiological work and storage building, KSO	600	2,600
Naval Reactor Facility, ID	1,700	1,700
Total, Construction	69,773	71,773
Subtotal, Naval Reactors	1,260,117	1,260,117
Adjustments:		
Use of prior year balances (Naval reactors)	-13,983	-13,983
Total, Naval Reactors	1,246,134	1,246,134
Office Of The Administrator		
Office of the administrator	397,784	389,784
Total, Office Of The Administrator	397,784	389,784
Defense Environmental Cleanup		
Closure sites:		
Closure sites administration	4,702	4,702
Hanford site:		
River corridor and other cleanup operations	393,634	393,634
Central plateau remediation	513,450	513,450
Richland community and regulatory support	14,701	14,701
Total, Hanford site	921,785	921,785
Idaho National Laboratory:		
Idaho cleanup and waste disposition	362,100	362,100
Idaho community and regulatory support	2,910	2,910
Total, Idaho National Laboratory	365,010	365,010
NNSA sites		
Lawrence Livermore National Laboratory	1,476	1,476
Nuclear facility D & D Separations Process Research Unit	23,700	23,700
Nevada	61,897	61,897
Sandia National Laboratories	2,814	2,814
Los Alamos National Laboratory	219,789	219,789
Total, NNSA sites and Nevada off-sites	309,676	309,676
Oak Ridge Reservation:		
OR Nuclear facility D & D	73,716	73,716
OR cleanup and disposition	115,855	115,855
OR reservation community and regulatory support	4,365	4,365
Total, Oak Ridge Reservation	193,936	193,936
Office of River Protection:		
Waste treatment and immobilization plant		
01-D-416 A-E/ORP-0060 / Major construction	690,000	690,000
Tank farm activities		
Rad liquid tank waste stabilization and disposition	520,216	520,216

SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS (In Thousands of Dollars)		
Program	FY 2014 Request	House Authorized
Total, Office of River protection	1,210,216	1,210,216
Savannah River sites:		
Savannah River risk management operations	432,491	432,491
SR community and regulatory support	11,210	11,210
Radioactive liquid tank waste:		
Radioactive liquid tank waste stabilization and disposition	552,560	647,560
Construction:		
05-D-405 Salt waste processing facility, Savannah River	92,000	92,000
Total, Construction	92,000	92,000
Total, Radioactive liquid tank waste	644,560	739,560
Total, Savannah River site	1,088,261	1,183,261
Waste Isolation Pilot Plant		
Waste isolation pilot plant	203,390	203,390
Total, Waste Isolation Pilot Plant	203,390	203,390
Program direction	280,784	280,784
Program support	17,979	17,979
Safeguards and Security:		
Oak Ridge Reservation	18,800	18,800
Paducah	9,435	9,435
Portsmouth	8,578	8,578
Richland/Hanford Site	69,078	69,078
Savannah River Site	121,196	121,196
Waste Isolation Pilot Project	4,977	4,977
West Valley	2,015	2,015
Technology development	24,091	34,091
Subtotal, Defense environmental cleanup	4,853,909	4,958,909
Uranium enrichment D&D fund contribution	463,000	0
Total, Defense Environmental Cleanup	5,316,909	4,958,909
Other Defense Activities		
Health, safety and security		
Health, safety and security	143,616	143,616
Program direction	108,301	108,301
Total, Health, safety and security	251,917	251,917
Specialized security activities	196,322	196,322
Office of Legacy Management		
Legacy management	163,271	163,271
Program direction	13,712	13,712
Total, Office of Legacy Management	176,983	176,983
Defense-related activities		
Defense related administrative support		
Chief financial officer	38,979	38,979
Chief information officer	79,857	79,857
Total, Defense related administrative support	118,836	118,836
Office of hearings and appeals	5,022	5,022
Subtotal, Other defense activities	749,080	749,080
Total, Other Defense Activities	749,080	749,080

1 **DIVISION E—FEDERAL INFOR-**
 2 **MATION TECHNOLOGY AC-**
 3 **QUISITION REFORM ACT**

4 **SEC. 5001. SHORT TITLE.**

5 This division may be cited as the “Federal Informa-
 6 tion Technology Acquisition Reform Act”.

7 **SEC. 5002. TABLE OF CONTENTS.**

8 The table of contents for this division is as follows:

Sec. 5001. Short title.

Sec. 5002. Table of contents.

Sec. 5003. Definitions.

TITLE LI—MANAGEMENT OF INFORMATION TECHNOLOGY
 WITHIN FEDERAL GOVERNMENT

Sec. 5101. Increased authority of agency Chief Information Officers over infor-
 mation technology.

Sec. 5102. Lead coordination role of Chief Information Officers Council.

Sec. 5103. Reports by Government Accountability Office.

TITLE LII—DATA CENTER OPTIMIZATION

Sec. 5201. Purpose.

Sec. 5202. Definitions.

Sec. 5203. Federal data center optimization initiative.

Sec. 5204. Performance requirements related to data center consolidation.

Sec. 5205. Cost savings related to data center optimization.

Sec. 5206. Reporting requirements to Congress and the Federal Chief Informa-
 tion Officer.

TITLE LIII—ELIMINATION OF DUPLICATION AND WASTE IN
 INFORMATION TECHNOLOGY ACQUISITION

Sec. 5301. Inventory of information technology assets.

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TITLE LIV—STRENGTHENING AND STREAMLINING INFORMATION
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Subtitle A—Strengthening and Streamlining IT Program Management
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Sec. 5401. Establishment of Federal infrastructure and common application
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Sec. 5411. Expansion of training and use of information technology acquisition cadres.

Sec. 5412. Plan on strengthening program and project management performance.

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TITLE LV—ADDITIONAL REFORMS

Sec. 5501. Maximizing the benefit of the Federal Strategic Sourcing Initiative.

Sec. 5502. Promoting transparency of blanket purchase agreements.

Sec. 5503. Additional source selection technique in solicitations.

Sec. 5504. Enhanced transparency in information technology investments.

Sec. 5505. Enhanced communication between Government and industry.

Sec. 5506. Clarification of current law with respect to technology neutrality in acquisition of software.

1 **SEC. 5003. DEFINITIONS.**

2 In this division:

3 (1) CHIEF ACQUISITION OFFICERS COUNCIL.—

4 The term “Chief Acquisition Officers Council”

5 means the Chief Acquisition Officers Council estab-

6 lished by section 1311(a) of title 41, United States

7 Code.

8 (2) CHIEF INFORMATION OFFICER.—The term

9 “Chief Information Officer” means a Chief Informa-

10 tion Officer (as designated under section 3506(a)(2)

11 of title 44, United States Code) of an agency listed

12 in section 901(b) of title 31, United States Code.

13 (3) CHIEF INFORMATION OFFICERS COUNCIL.—

14 The term “Chief Information Officers Council” or

15 “CIO Council” means the Chief Information Officers

1 Council established by section 3603(a) of title 44,
2 United States Code.

3 (4) DIRECTOR.—The term “Director” means
4 the Director of the Office of Management and Budg-
5 et.

6 (5) FEDERAL AGENCY.—The term “Federal
7 agency” means each agency listed in section 901(b)
8 of title 31, United States Code.

9 (6) FEDERAL CHIEF INFORMATION OFFICER.—
10 The term “Federal Chief Information Officer”
11 means the Administrator of the Office of Electronic
12 Government established under section 3602 of title
13 44, United States Code.

14 (7) INFORMATION TECHNOLOGY OR IT.—The
15 term “information technology” or “IT” has the
16 meaning provided in section 11101(6) of title 40,
17 United States Code.

18 (8) RELEVANT CONGRESSIONAL COMMIT-
19 TEES.—The term “relevant congressional commit-
20 tees” means each of the following:

21 (A) The Committee on Oversight and Gov-
22 ernment Reform and the Committee on Armed
23 Services of the House of Representatives.

1 (B) The Committee on Homeland Security
2 and Governmental Affairs and the Committee
3 on Armed Services of the Senate.

4 **TITLE LI—MANAGEMENT OF IN-**
5 **FORMATION TECHNOLOGY**
6 **WITHIN FEDERAL GOVERN-**
7 **MENT**

8 **SEC. 5101. INCREASED AUTHORITY OF AGENCY CHIEF IN-**
9 **FORMATION OFFICERS OVER INFORMATION**
10 **TECHNOLOGY.**

11 (a) PRESIDENTIAL APPOINTMENT OF CIOs OF CER-
12 TAIN AGENCIES.—

13 (1) IN GENERAL.—Section 11315 of title 40,
14 United States Code, is amended—

15 (A) by redesignating subsection (a) as sub-
16 section (e) and moving such subsection to the
17 end of the section; and

18 (B) by inserting before subsection (b) the
19 following new subsection (a):

20 “(a) PRESIDENTIAL APPOINTMENT OR DESIGNATION
21 OF CERTAIN CHIEF INFORMATION OFFICERS.—

22 “(1) IN GENERAL.—There shall be within each
23 agency listed in section 901(b)(1) of title 31, other
24 than the Department of Defense, an agency Chief

1 Information Officer. Each agency Chief Information
2 Officer shall—

3 “(A)(i) be appointed by the President; or

4 “(ii) be designated by the President, in
5 consultation with the head of the agency; and

6 “(B) be appointed or designated, as appli-
7 cable, from among individuals who possess dem-
8 onstrated ability in general management of, and
9 knowledge of and extensive practical experience
10 in, information technology management prac-
11 tices in large governmental or business entities.

12 “(2) RESPONSIBILITIES.—An agency Chief In-
13 formation Officer appointed or designated under this
14 section shall report directly to the head of the agen-
15 cy and carry out, on a full-time basis, responsibilities
16 as set forth in this section and in section 3506(a)
17 of title 44 for Chief Information Officers designated
18 under paragraph (2) of such section.”.

19 (2) CONFORMING AMENDMENT.—Section
20 3506(a)(2)(A) of title 44, United States Code, is
21 amended by inserting after “each agency” the fol-
22 lowing: “, other than an agency with a Presidentially
23 appointed or designated Chief Information Officer as
24 provided in section 11315(a)(1) of title 40,”.

1 (b) AUTHORITY RELATING TO BUDGET AND PER-
2 SONNEL.—Section 11315 of title 40, United States Code,
3 is further amended by inserting after subsection (c) the
4 following new subsection:

5 “(d) ADDITIONAL AUTHORITIES FOR CERTAIN
6 CIOs.—

7 “(1) BUDGET-RELATED AUTHORITY.—

8 “(A) PLANNING.—The head of each agen-
9 cy listed in section 901(b)(1) or 901(b)(2) of
10 title 31, other than the Department of Defense,
11 shall ensure that the Chief Information Officer
12 of the agency has the authority to participate in
13 decisions regarding the budget planning process
14 related to information technology or programs
15 that include significant information technology
16 components.

17 “(B) ALLOCATION.—Amounts appro-
18 priated for any agency listed in section
19 901(b)(1) or 901(b)(2) of title 31, other than
20 the Department of Defense, for any fiscal year
21 that are available for information technology
22 shall be allocated within the agency, consistent
23 with the provisions of appropriations Acts and
24 budget guidelines and recommendations from
25 the Director of the Office of Management and

1 Budget, in such manner as may be specified by,
2 or approved by, the Chief Information Officer
3 of the agency in consultation with the Chief Fi-
4 nancial Officer of the agency and budget offi-
5 cials.

6 “(2) PERSONNEL-RELATED AUTHORITY.—The
7 head of each agency listed in section 901(b)(1) or
8 901(b)(2) of title 31, other than the Department of
9 Defense, shall ensure that the Chief Information Of-
10 ficer of the agency has the authority necessary to
11 approve the hiring of personnel who will have infor-
12 mation technology responsibilities within the agency
13 and to require that such personnel have the obliga-
14 tion to report to the Chief Information Officer in a
15 manner considered sufficient by the Chief Informa-
16 tion Officer.”.

17 (c) SINGLE CHIEF INFORMATION OFFICER IN EACH
18 AGENCY.—

19 (1) REQUIREMENT.—Section 3506(a)(3) of title
20 44, United States Code, is amended—

21 (A) by inserting “(A)” after “(3)”; and

22 (B) by adding at the end the following new
23 subparagraph:

24 “(B) Each agency shall have only one indi-
25 vidual with the title and designation of ‘Chief

1 Information Officer’. Any bureau, office, or sub-
2 ordinate organization within the agency may
3 designate one individual with the title ‘Deputy
4 Chief Information Officer’, ‘Associate Chief In-
5 formation Officer’, or ‘Assistant Chief Informa-
6 tion Officer’.”.

7 (2) EFFECTIVE DATE.—Section 3506(a)(3)(B)
8 of title 44, United States Code, as added by para-
9 graph (1), shall take effect as of October 1, 2014.
10 Any individual serving in a position affected by such
11 section before such date may continue in that posi-
12 tion if the requirements of such section are fulfilled
13 with respect to that individual.

14 **SEC. 5102. LEAD COORDINATION ROLE OF CHIEF INFORMA-**
15 **TION OFFICERS COUNCIL.**

16 (a) LEAD COORDINATION ROLE.—Subsection (d) of
17 section 3603 of title 44, United States Code, is amended
18 to read as follows:

19 “(d) LEAD INTERAGENCY FORUM.—

20 “(1) IN GENERAL.—The Council is designated
21 the lead interagency forum for improving agency co-
22 ordination of practices related to the design, develop-
23 ment, modernization, use, operation, sharing, per-
24 formance, and review of Federal Government infor-
25 mation resources investment. As the lead inter-

1 agency forum, the Council shall develop cross-agency
2 portfolio management practices to allow and encour-
3 age the development of cross-agency shared services
4 and shared platforms. The Council shall also issue
5 guidelines and practices for infrastructure and com-
6 mon information technology applications, including
7 expansion of the Federal Enterprise Architecture
8 process if appropriate. The guidelines and practices
9 may address broader transparency, common inputs,
10 common outputs, and outcomes achieved. The guide-
11 lines and practices shall be used as a basis for com-
12 paring performance across diverse missions and op-
13 erations in various agencies.

14 “(2) REPORT.—Not later than December 1 in
15 each of the 6 years following the date of the enact-
16 ment of this paragraph, the Council shall submit to
17 the relevant congressional committees a report (to be
18 known as the ‘CIO Council Report’) summarizing
19 the Council’s activities in the preceding fiscal year
20 and containing such recommendations for further
21 congressional action to fulfill its mission as the
22 Council considers appropriate.

23 “(3) RELEVANT CONGRESSIONAL COMMIT-
24 TEES.—For purposes of the report required by para-

1 graph (2), the relevant congressional committees are
2 each of the following:

3 “(A) The Committee on Oversight and
4 Government Reform and the Committee on
5 Armed Services of the House of Representa-
6 tives.

7 “(B) The Committee on Homeland Secu-
8 rity and Governmental Affairs and the Com-
9 mittee on Armed Services of the Senate.”.

10 (b) ADDITIONAL FUNCTION.—Subsection (f) of sec-
11 tion 3603 of such title is amended by adding at the end
12 the following new paragraph:

13 “(8) Assist the Administrator in developing and
14 providing guidance for effective operations of the
15 Federal Infrastructure and Common Application
16 Collaboration Center established under section
17 11501 of title 40.”.

18 (c) REFERENCES TO ADMINISTRATOR OF E-GOVERN-
19 MENT AS FEDERAL CHIEF INFORMATION OFFICER.—

20 (1) REFERENCES.—Section 3602(b) of title 44,
21 United States Code, is amended by adding at the
22 end the following: “The Administrator may also be
23 referred to as the Federal Chief Information Offi-
24 cer.”.

1 (2) DEFINITION.—Section 3601(1) of such title
2 is amended by inserting “or ‘Federal Chief Informa-
3 tion Officer’ ” before “means”.

4 **SEC. 5103. REPORTS BY GOVERNMENT ACCOUNTABILITY**
5 **OFFICE.**

6 (a) REQUIREMENT TO EXAMINE EFFECTIVENESS.—
7 The Comptroller General of the United States shall exam-
8 ine the effectiveness of the Chief Information Officers
9 Council in meeting its responsibilities under section
10 3603(d) of title 44, United States Code, as added by sec-
11 tion 5102, with particular focus on—

12 (1) whether agencies are actively participating
13 in the Council and heeding the Council’s advice and
14 guidance; and

15 (2) whether the Council is actively using and
16 developing the capabilities of the Federal Infrastruc-
17 ture and Common Application Collaboration Center
18 created under section 11501 of title 40, United
19 States Code, as added by section 5401.

20 (b) REPORTS.—Not later than 1 year, 3 years, and
21 5 years after the date of the enactment of this Act, the
22 Comptroller General shall submit to the relevant congres-
23 sional committees a report containing the findings and
24 recommendations of the Comptroller General from the ex-
25 amination required by subsection (a).

1 **TITLE LII—DATA CENTER**
2 **OPTIMIZATION**

3 **SEC. 5201. PURPOSE.**

4 The purpose of this title is to optimize Federal data
5 center usage and efficiency.

6 **SEC. 5202. DEFINITIONS.**

7 In this title:

8 (1) **FEDERAL DATA CENTER OPTIMIZATION INI-**
9 **TIATIVE.**—The term “Federal Data Center Optimi-
10 **zation Initiative”** or the “Initiative” means the ini-
11 **tiative developed and implemented by the Director,**
12 **through the Federal Chief Information Officer, as**
13 **required under section 5203.**

14 (2) **COVERED AGENCY.**—The term “covered
15 agency” means any agency included in the Federal
16 Data Center Optimization Initiative.

17 (3) **DATA CENTER.**—The term “data center”
18 means a closet, room, floor, or building for the stor-
19 age, management, and dissemination of data and in-
20 formation, as defined by the Federal Chief Informa-
21 tion Officer under guidance issued pursuant to this
22 section.

23 (4) **FEDERAL DATA CENTER.**—The term “Fed-
24 eral data center” means any data center of a cov-
25 ered agency used or operated by a covered agency,

1 by a contractor of a covered agency, or by another
2 organization on behalf of a covered agency.

3 (5) **SERVER UTILIZATION.**—The term “server
4 utilization” refers to the activity level of a server rel-
5 ative to its maximum activity level, expressed as a
6 percentage.

7 (6) **POWER USAGE EFFECTIVENESS.**—The term
8 “power usage effectiveness” means the ratio ob-
9 tained by dividing the total amount of electricity and
10 other power consumed in running a data center by
11 the power consumed by the information and commu-
12 nications technology in the data center.

13 **SEC. 5203. FEDERAL DATA CENTER OPTIMIZATION INITIA-**
14 **TIVE.**

15 (a) **REQUIREMENT FOR INITIATIVE.**—The Federal
16 Chief Information Officer, in consultation with the chief
17 information officers of covered agencies, shall develop and
18 implement an initiative, to be known as the Federal Data
19 Center Optimization Initiative, to optimize the usage and
20 efficiency of Federal data centers by meeting the require-
21 ments of this division and taking additional measures, as
22 appropriate.

23 (b) **REQUIREMENT FOR PLAN.**—Within 6 months
24 after the date of the enactment of this Act, the Federal
25 Chief Information Officer, in consultation with the chief

1 information officers of covered agencies, shall develop and
2 submit to Congress a plan for implementation of the Ini-
3 tiative required by subsection (a) by each covered agency.
4 In developing the plan, the Federal Chief Information Of-
5 ficer shall take into account the findings and recommenda-
6 tions of the Comptroller General review required by sec-
7 tion 5205(e).

8 (c) MATTERS COVERED.—The plan shall include—

9 (1) descriptions of how covered agencies will
10 use reductions in floor space, energy use, infrastruc-
11 ture, equipment, applications, personnel, increases in
12 multiorganizational use, server virtualization, cloud
13 computing, and other appropriate methods to meet
14 the requirements of the initiative; and

15 (2) appropriate consideration of shifting Feder-
16 ally owned data centers to commercially owned data
17 centers.

18 **SEC. 5204. PERFORMANCE REQUIREMENTS RELATED TO**
19 **DATA CENTER CONSOLIDATION.**

20 (a) SERVER UTILIZATION.—Each covered agency
21 may use the following methods to achieve the maximum
22 server utilization possible as determined by the Federal
23 Chief Information Officer:

24 (1) The closing of existing data centers that
25 lack adequate server utilization, as determined by

1 the Federal Chief Information Officer. If the agency
2 fails to close such data centers, the agency shall pro-
3 vide a detailed explanation as to why this data cen-
4 ter should remain in use as part of the submitted
5 plan. The Federal Chief Information Officer shall in-
6 clude an assessment of the agency explanation in the
7 annual report to Congress.

8 (2) The consolidation of services within existing
9 data centers to increase server utilization rates.

10 (3) Any other method that the Federal Chief
11 Information Officer, in consultation with the chief
12 information officers of covered agencies, determines
13 necessary to optimize server utilization.

14 (b) POWER USAGE EFFECTIVENESS.—Each covered
15 agency may use the following methods to achieve the max-
16 imum energy efficiency possible as determined by the Fed-
17 eral Chief Information Officer:

18 (1) The use of the measurement of power usage
19 effectiveness to calculate data center energy effi-
20 ciency.

21 (2) The use of power meters in data centers to
22 frequently measure power consumption over time.

23 (3) The establishment of power usage effective-
24 ness goals for each data center.

1 (4) The adoption of best practices for man-
2 aging—

3 (A) temperature and airflow in data cen-
4 ters; and

5 (B) power supply efficiency.

6 (5) The implementation of any other method
7 that the Federal Chief Information Officer, in con-
8 sultation with the Chief Information Officers of cov-
9 ered agencies, determines necessary to optimize data
10 center energy efficiency.

11 **SEC. 5205. COST SAVINGS RELATED TO DATA CENTER OPTI-
12 MIZATION.**

13 (a) REQUIREMENT TO TRACK COSTS.—

14 (1) IN GENERAL.—Each covered agency shall
15 track costs resulting from implementation of the
16 Federal Data Center Optimization Initiative within
17 the agency and submit a report on those costs annu-
18 ally to the Federal Chief Information Officer. Cov-
19 ered agencies shall determine the net costs from
20 data consolidation on an annual basis.

21 (2) FACTORS.—In calculating net costs each
22 year under paragraph (1), a covered agency shall
23 use the following factors:

24 (A) Energy costs.

25 (B) Personnel costs.

1 (C) Real estate costs.

2 (D) Capital expense costs.

3 (E) Maintenance and support costs such as
4 operating subsystem, database, hardware, and
5 software license expense costs.

6 (F) Other appropriate costs, as determined
7 by the agency in consultation with the Federal
8 Chief Information Officer.

9 (b) REQUIREMENT TO TRACK SAVINGS.—

10 (1) IN GENERAL.—Each covered agency shall
11 track savings resulting from implementation of the
12 Federal Data Center Optimization Initiative within
13 the agency and submit a report on those savings an-
14 nually to the Federal Chief Information Officer.
15 Covered agencies shall determine the net savings
16 from data consolidation on an annual basis.

17 (2) FACTORS.—In calculating net savings each
18 year under paragraph (1), a covered agency shall
19 use the following factors:

20 (A) Energy savings.

21 (B) Personnel savings.

22 (C) Real estate savings.

23 (D) Capital expense savings.

1 (E) Maintenance and support savings such
2 as operating subsystem, database, hardware,
3 and software license expense savings.

4 (F) Other appropriate savings, as deter-
5 mined by the agency in consultation with the
6 Federal Chief Information Officer.

7 (c) REQUIREMENT TO USE COST-EFFECTIVE MEAS-
8 URES.—Covered agencies shall use the most cost-effective
9 measures to implement the Federal Data Center Optimi-
10 zation Initiative.

11 (d) USE OF SAVINGS.—Subject to appropriations,
12 any savings resulting from implementation of the Federal
13 Data Center Optimization Initiative within a covered
14 agency shall be used for the following purposes:

15 (1) To offset the costs of implementing the Ini-
16 tiative within the agency.

17 (2) To further enhance information technology
18 capabilities and services within the agency.

19 (e) GOVERNMENT ACCOUNTABILITY OFFICE RE-
20 VIEW.—Not later than 3 months after the date of the en-
21 actment of this Act, the Comptroller General of the United
22 States shall examine methods for calculating savings from
23 the Initiative and using them for the purposes identified
24 in subsection (d), including establishment and use of a
25 special revolving fund that supports data centers and serv-

1 er optimization, and shall submit to the Federal Chief In-
2 formation Officer and Congress a report on the Comp-
3 troller General's findings and recommendations.

4 **SEC. 5206. REPORTING REQUIREMENTS TO CONGRESS AND**
5 **THE FEDERAL CHIEF INFORMATION OFFI-**
6 **CER.**

7 (a) AGENCY REQUIREMENT TO REPORT TO CIO.—
8 Each year, each covered agency shall submit to the Fed-
9 eral Chief Information Officer a report on the implementa-
10 tion of the Federal Data Center Optimization Initiative,
11 including savings resulting from such implementation. The
12 report shall include an update of the agency's plan for im-
13 plementing the Initiative.

14 (b) FEDERAL CHIEF INFORMATION OFFICER RE-
15 QUIREMENT TO REPORT TO CONGRESS.—Each year, the
16 Federal Chief Information Officer shall submit to the rel-
17 evant congressional committees a report that assesses
18 agency progress in carrying out the Federal Data Center
19 Optimization Initiative and updates the plan under section
20 5203. The report may be included as part of the annual
21 report required under section 3606 of title 44, United
22 States Code.

1 **TITLE LIII—ELIMINATION OF**
2 **DUPLICATION AND WASTE IN**
3 **INFORMATION TECHNOLOGY**
4 **ACQUISITION**

5 **SEC. 5301. INVENTORY OF INFORMATION TECHNOLOGY AS-**
6 **SETS.**

7 (a) **PLAN.**—The Director shall develop a plan for con-
8 ducting a Governmentwide inventory of information tech-
9 nology assets.

10 (b) **MATTERS COVERED.**—The plan required by sub-
11 section (a) shall cover the following:

12 (1) The manner in which Federal agencies can
13 achieve the greatest possible economies of scale and
14 cost savings in the procurement of information tech-
15 nology assets, through measures such as reducing
16 hardware or software products or services that are
17 duplicative or overlapping and reducing the procure-
18 ment of new software licenses until such time as
19 agency needs exceed the number of existing and un-
20 used licenses.

21 (2) The capability to conduct ongoing Govern-
22 mentwide inventories of all existing software licenses
23 on an application-by-application basis, including du-
24 plicative, unused, overused, and underused licenses,

1 and to assess the need of agencies for software li-
2 censes.

3 (3) A Governmentwide spending analysis to
4 provide knowledge about how much is being spent
5 for software products or services to support deci-
6 sions for strategic sourcing under the Federal stra-
7 tegic sourcing program managed by the Office of
8 Federal Procurement Policy.

9 (c) OTHER INVENTORIES.—In developing the plan re-
10 quired by subsection (a), the Director shall review the in-
11 ventory of information systems maintained by each agency
12 under section 3505(c) of title 44, United States Code, and
13 the inventory of information resources maintained by each
14 agency under section 3506(b)(4) of such title.

15 (d) AVAILABILITY.—The inventory of information
16 technology assets shall be available to Chief Information
17 Officers and such other Federal officials as the Chief In-
18 formation Officers may, in consultation with the Chief In-
19 formation Officers Council, designate.

20 (e) DEADLINE AND SUBMISSION TO CONGRESS.—
21 Not later than 180 days after the date of the enactment
22 of this Act, the Director shall complete and submit to Con-
23 gress the plan required by subsection (a).

24 (f) IMPLEMENTATION.—Not later than two years
25 after the date of the enactment of this Act, the Director

1 shall complete implementation of the plan required by sub-
2 section (a).

3 (g) REVIEW BY COMPTROLLER GENERAL.—Not later
4 than two years after the date of the enactment of this Act,
5 the Comptroller General of the United States shall review
6 the plan required by subsection (a) and submit to the rel-
7 evant congressional committees a report on the review.

8 **SEC. 5302. WEBSITE CONSOLIDATION AND TRANSPARENCY.**

9 (a) WEBSITE CONSOLIDATION.—The Director
10 shall—

11 (1) in consultation with Federal agencies, and
12 after reviewing the directory of public Federal Gov-
13 ernment websites of each agency (as required to be
14 established and updated under section 207(f)(3) of
15 the E-Government Act of 2002 (Public Law 107–
16 347; 44 U.S.C. 3501 note)), assess all the publicly
17 available websites of Federal agencies to determine
18 whether there are duplicative or overlapping
19 websites; and

20 (2) require Federal agencies to eliminate or
21 consolidate those websites that are duplicative or
22 overlapping.

23 (b) WEBSITE TRANSPARENCY.—The Director shall
24 issue guidance to Federal agencies to ensure that the data

1 on publicly available websites of the agencies are open and
2 accessible to the public.

3 (c) MATTERS COVERED.—In preparing the guidance
4 required by subsection (b), the Director shall—

5 (1) develop guidelines, standards, and best
6 practices for interoperability and transparency;

7 (2) identify interfaces that provide for shared,
8 open solutions on the publicly available websites of
9 the agencies; and

10 (3) ensure that Federal agency Internet home
11 pages, web-based forms, and web-based applications
12 are accessible to individuals with disabilities in con-
13 formance with section 508 of the Rehabilitation Act
14 of 1973 (29 U.S.C. 794d).

15 (d) DEADLINE FOR GUIDANCE.—The guidance re-
16 quired by subsection (b) shall be issued not later than 180
17 days after the date of the enactment of this Act.

18 **SEC. 5303. TRANSITION TO THE CLOUD.**

19 (a) SENSE OF CONGRESS.—It is the sense of Con-
20 gress that transition to cloud computing offers significant
21 potential benefits for the implementation of Federal infor-
22 mation technology projects in terms of flexibility, cost, and
23 operational benefits.

24 (b) GOVERNMENTWIDE APPLICATION.—In assessing
25 cloud computing opportunities, the Chief Information Of-

1 ficers Council shall define policies and guidelines for the
2 adoption of Governmentwide programs providing for a
3 standardized approach to security assessment and oper-
4 ational authorization for cloud products and services.

5 (c) ADDITIONAL BUDGET AUTHORITIES FOR TRANSI-
6 TION.—In transitioning to the cloud, a Chief Information
7 Officer of an agency listed in section 901(b) of title 31,
8 United States Code, may establish such cloud service
9 Working Capital Funds, in consultation with the Chief Fi-
10 nancial Officer of the agency, as may be necessary to tran-
11 sition to cloud-based solutions. Notwithstanding any other
12 provision of law, such cloud service Working Capital
13 Funds may preserve funding for cloud service transitions
14 for a period not to exceed 5 years per appropriation. Any
15 establishment of a new Working Capital Fund under this
16 subsection shall be reported to the Committees on Appro-
17 priations of the House of Representatives and the Senate
18 and relevant Congressional committees.

19 **SEC. 5304. ELIMINATION OF UNNECESSARY DUPLICATION**
20 **OF CONTRACTS BY REQUIRING BUSINESS**
21 **CASE ANALYSIS.**

22 (a) PURPOSE.—The purpose of this section is to le-
23 verage the Government's buying power and achieve admin-
24 istrative efficiencies and cost savings by eliminating un-
25 necessary duplication of contracts.

1 (b) REQUIREMENT FOR BUSINESS CASE AP-
2 PROVAL.—

3 (1) IN GENERAL.—Effective on and after 180
4 days after the date of the enactment of this Act, an
5 executive agency may not issue a solicitation for a
6 covered contract vehicle unless the agency performs
7 a business case analysis for the contract vehicle and
8 obtains an approval of the business case analysis
9 from the Administrator for Federal Procurement
10 Policy.

11 (2) REVIEW OF BUSINESS CASE ANALYSIS.—

12 (A) IN GENERAL.—With respect to any
13 covered contract vehicle, the Administrator for
14 Federal Procurement Policy shall review the
15 business case analysis submitted for the con-
16 tract vehicle and provide an approval or dis-
17 approval within 60 days after the date of sub-
18 mission. Any business case analysis not dis-
19 approved within such 60-day period is deemed
20 to be approved.

21 (B) BASIS FOR APPROVAL OF BUSINESS
22 CASE.—The Administrator for Federal Procure-
23 ment Policy shall approve or disapprove a busi-
24 ness case analysis based on the adequacy of the
25 analysis submitted. The Administrator shall

1 give primary consideration to whether an agen-
2 cy has demonstrated a compelling need that
3 cannot be satisfied by existing Governmentwide
4 contract vehicles in a timely and cost-effective
5 manner.

6 (3) CONTENT OF BUSINESS CASE ANALYSIS.—

7 The Administrator for Federal Procurement Policy
8 shall issue guidance specifying the content for a
9 business case analysis submitted pursuant to this
10 section. At a minimum, the business case analysis
11 shall include details on the administrative resources
12 needed for such contract vehicle, including an anal-
13 ysis of all direct and indirect costs to the Federal
14 Government of awarding and administering such
15 contract vehicle and the impact such contract vehicle
16 will have on the ability of the Federal Government
17 to leverage its purchasing power.

18 (c) DEFINITIONS.—

19 (1) COVERED CONTRACT VEHICLE.—The term
20 “covered contract vehicle” has the meaning provided
21 by the Administrator for Federal Procurement Pol-
22 icy in guidance issued pursuant to this section and
23 includes, at a minimum, any Governmentwide con-
24 tract vehicle , whether for acquisition of information
25 technology or other goods or services, in an amount

1 greater than \$50,000,000 (or \$10,000,000, deter-
2 mined on an average annual basis, in the case of
3 such a contract vehicle performed over more than
4 one year). The term does not include a multiple
5 award schedule contract awarded by the General
6 Services Administration, a Governmentwide acquisi-
7 tion contract for information technology awarded
8 pursuant to sections 11302(e) and 11314(a)(2) of
9 title 40, United States Code, or orders against exist-
10 ing Governmentwide contract vehicles.

11 (2) GOVERNMENTWIDE CONTRACT VEHICLE
12 AND EXECUTIVE AGENCY.—The terms “Govern-
13 mentwide contract vehicle” and “executive agency”
14 have the meanings provided in section 11501 of title
15 40, United States Code, as added by section 5401.

16 (d) REPORT.—Not later than June 1 in each of the
17 next 6 years following the date of the enactment of this
18 Act, the Administrator for Federal Procurement Policy
19 shall submit to the relevant congressional committees a
20 report on the implementation of this section, including a
21 summary of the submissions, reviews, approvals, and dis-
22 approvals of business case analyses pursuant to this sec-
23 tion.

1 (e) GUIDANCE.—The Administrator for Federal Pro-
2 curement Policy shall issue guidance for implementing this
3 section.

4 (f) REVISION OF FAR.—Not later than 180 days after
5 the date of the enactment of this Act, the Federal Acquisi-
6 tion Regulation shall be amended to implement this sec-
7 tion.

8 **TITLE LIV—STRENGTHENING**
9 **AND STREAMLINING INFOR-**
10 **MATION TECHNOLOGY AC-**
11 **QUISITION MANAGEMENT**
12 **PRACTICES**

13 **Subtitle A—Strengthening and**
14 **Streamlining IT Program Man-**
15 **agement Practices**

16 **SEC. 5401. ESTABLISHMENT OF FEDERAL INFRASTRUC-**
17 **TURE AND COMMON APPLICATION COLLABO-**
18 **RATION CENTER.**

19 (a) ESTABLISHMENT.—

20 (1) IN GENERAL.—Chapter 115 of title 40,
21 United States Code, is amended to read as follows:

22 **“CHAPTER 115—INFORMATION TECH-**
23 **NOLOGY ACQUISITION MANAGEMENT**
24 **PRACTICES**

“Sec.

“11501. Federal infrastructure and common application collaboration center.

1 **“§ 11501. Federal infrastructure and common applica-**
2 **tion collaboration center**

3 “(a) ESTABLISHMENT AND PURPOSES.—The Direc-
4 tor of the Office of Management and Budget shall estab-
5 lish a Federal Infrastructure and Common Application
6 Collaboration Center (hereafter in this section referred to
7 as the ‘Collaboration Center’) within the Office of Elec-
8 tronic Government established under section 3602 of title
9 44 in accordance with this section. The purposes of the
10 Collaboration Center are to serve as a focal point for co-
11 ordinated program management practices and to develop
12 and maintain requirements for the acquisition of IT infra-
13 structure and common applications commonly used by var-
14 ious Federal agencies.

15 “(b) ORGANIZATION OF CENTER.—

16 “(1) MEMBERSHIP.—The Center shall consist
17 of the following members:

18 “(A) An appropriate number, as deter-
19 mined by the CIO Council, but not less than
20 12, full-time program managers or cost special-
21 ists, all of whom have appropriate experience in
22 the private or Government sector in managing
23 or overseeing acquisitions of IT infrastructure
24 and common applications.

25 “(B) At least 1 full-time detailee from
26 each of the Federal agencies listed in section

1 901(b) of title 31, nominated by the respective
2 agency chief information officer for a detail pe-
3 riod of not less than 2 years.

4 “(2) WORKING GROUPS.—The Collaboration
5 Center shall have working groups that specialize in
6 IT infrastructure and common applications identi-
7 fied by the CIO Council. Each working group shall
8 be headed by a separate dedicated program manager
9 appointed by the Federal Chief Information Officer.

10 “(c) CAPABILITIES AND FUNCTIONS OF THE COL-
11 LABORATION CENTER.—For each of the IT infrastructure
12 and common application areas identified by the CIO Coun-
13 cil, the Collaboration Center shall perform the following
14 roles, and any other functions as directed by the Federal
15 Chief Information Officer:

16 “(1) Develop, maintain, and disseminate re-
17 quirements suitable to establish contracts that will
18 meet the common and general needs of various Fed-
19 eral agencies as determined by the Center. In doing
20 so, the Center shall give maximum consideration to
21 the adoption of commercial standards and industry
22 acquisition best practices, including opportunities for
23 shared services, consideration of total cost of owner-
24 ship, preference for industry-neutral functional spec-
25 ifications leveraging open industry standards and

1 competition, and use of long-term contracts, as ap-
2 propriate.

3 “(2) Develop, maintain, and disseminate reli-
4 able cost estimates that are accurate, comprehensive,
5 well-documented, and credible.

6 “(3) Lead the review of significant or troubled
7 IT investments or acquisitions as identified by the
8 CIO Council.

9 “(4) Provide expert aid to troubled IT invest-
10 ments or acquisitions.

11 “(d) GUIDANCE.—The Director, in consultation with
12 the Chief Information Officers Council, shall issue guid-
13 ance addressing the scope and operation of the Collabora-
14 tion Center. The guidance shall require that the Collabora-
15 tion Center report to the Federal Chief Information Offi-
16 cer.

17 “(e) REPORT TO CONGRESS.—

18 “(1) IN GENERAL.—The Director shall annually
19 submit to the relevant congressional committees a
20 report detailing the organization, staff, and activities
21 of the Collaboration Center, including—

22 “(A) a list of IT infrastructure and com-
23 mon applications the Center assisted;

24 “(B) an assessment of the Center’s
25 achievement in promoting efficiency, shared

1 services, and elimination of unnecessary Gov-
2 ernment requirements that are contrary to com-
3 mercial best practices; and

4 “(C) the use and expenditure of amounts
5 in the Fund established under subsection (i).

6 “(2) INCLUSION IN OTHER REPORT.—The re-
7 port may be included as part of the annual E-Gov-
8 ernment status report required under section 3606
9 of title 44.

10 “(f) IMPROVEMENT OF THE GOVERNMENTWIDE
11 SOFTWARE PURCHASING PROGRAM.—

12 “(1) IN GENERAL.—The Collaboration Center,
13 in collaboration with the Office of Federal Procure-
14 ment Policy, the Department of Defense, and the
15 General Services Administration, shall identify and
16 develop a strategic sourcing initiative to enhance
17 Governmentwide acquisition, shared use, and dis-
18 semination of software, as well as compliance with
19 end user license agreements.

20 “(2) EXAMINATION OF METHODS.—In devel-
21 oping the initiative under paragraph (1), the Col-
22 laboration Center shall examine the use of realistic
23 and effective demand aggregation models supported
24 by actual agency commitment to use the models, and
25 supplier relationship management practices, to more

1 effectively govern the Government’s acquisition of in-
2 formation technology.

3 “(3) GOVERNMENTWIDE USER LICENSE AGREE-
4 MENT.—The Collaboration Center, in developing the
5 initiative under paragraph (1), shall allow for the
6 purchase of a license agreement that is available for
7 use by all executive agencies as one user to the max-
8 imum extent practicable and as appropriate.

9 “(g) GUIDELINES FOR ACQUISITION OF IT INFRA-
10 STRUCTURE AND COMMON APPLICATIONS.—

11 “(1) GUIDELINES.—The Collaboration Center
12 shall establish guidelines that, to the maximum ex-
13 tent possible, eliminate inconsistent practices among
14 executive agencies and ensure uniformity and con-
15 sistency in acquisition processes for IT infrastruc-
16 ture and common applications across the Federal
17 Government.

18 “(2) CENTRAL WEBSITE.—In preparing the
19 guidelines, the Collaboration Center, in consultation
20 with the Chief Acquisition Officers Council, shall
21 offer executive agencies the option of accessing a
22 central website for best practices, templates, and
23 other relevant information.

24 “(h) PRICING TRANSPARENCY.—The Collaboration
25 Center, in collaboration with the Office of Federal Pro-

1 curement Policy, the Chief Acquisition Officers Council,
2 the General Services Administration, and the Assisted Ac-
3 quisition Centers of Excellence, shall compile a price list
4 and catalogue containing current pricing information by
5 vendor for each of its IT infrastructure and common appli-
6 cations categories. The price catalogue shall contain any
7 price provided by a vendor for the same or similar good
8 or service to any executive agency. The catalogue shall be
9 developed in a fashion ensuring that it may be used for
10 pricing comparisons and pricing analysis using standard
11 data formats. The price catalogue shall not be made pub-
12 lic, but shall be accessible to executive agencies.

13 “(i) FEDERAL IT ACQUISITION MANAGEMENT IM-
14 PROVEMENT FUND.—

15 “(1) ESTABLISHMENT AND MANAGEMENT OF
16 FUND.—There is a Federal IT Acquisition Manage-
17 ment Improvement Fund (in this subsection referred
18 to as the ‘Fund’). The Administrator of General
19 Services shall manage the Fund through the Col-
20 laboration Center to support the activities of the
21 Collaboration Center carried out pursuant to this
22 section. The Administrator of General Services shall
23 consult with the Director in managing the Fund.

1 “(2) CREDITS TO FUND.—Five percent of the
2 fees collected by executive agencies under the fol-
3 lowing contracts shall be credited to the Fund:

4 “(A) Governmentwide task and delivery
5 order contracts entered into under sections
6 4103 and 4105 of title 41.

7 “(B) Governmentwide contracts for the ac-
8 quisition of information technology and multi-
9 agency acquisition contracts for that technology
10 authorized by section 11314 of this title.

11 “(C) Multiple-award schedule contracts en-
12 tered into by the Administrator of General
13 Services.

14 “(3) REMITTANCE BY HEAD OF EXECUTIVE
15 AGENCY.—The head of an executive agency that ad-
16 ministers a contract described in paragraph (2) shall
17 remit to the General Services Administration the
18 amount required to be credited to the Fund with re-
19 spect to the contract at the end of each quarter of
20 the fiscal year.

21 “(4) AMOUNTS NOT TO BE USED FOR OTHER
22 PURPOSES.—The Administrator of General Services,
23 through the Office of Management and Budget, shall
24 ensure that amounts collected under this subsection
25 are not used for a purpose other than the activities

1 of the Collaboration Center carried out pursuant to
2 this section.

3 “(5) AVAILABILITY OF AMOUNTS.—Amounts
4 credited to the Fund remain available to be ex-
5 pended only in the fiscal year for which they are
6 credited and the 4 succeeding fiscal years.

7 “(j) DEFINITIONS.—In this section:

8 “(1) EXECUTIVE AGENCY.—The term ‘executive
9 agency’ has the meaning provided that term by sec-
10 tion 105 of title 5.

11 “(2) FEDERAL CHIEF INFORMATION OFFI-
12 CER.—The term ‘Federal Chief Information Officer’
13 means the Administrator of the Office of Electronic
14 Government established under section 3602 of title
15 44.

16 “(3) GOVERNMENTWIDE CONTRACT VEHICLE.—
17 The term ‘Governmentwide contract vehicle’ means
18 any contract, blanket purchase agreement, or other
19 contractual instrument that allows for an indefinite
20 number of orders to be placed within the contract,
21 agreement, or instrument, and that is established by
22 one executive agency for use by multiple executive
23 agencies to obtain supplies and services.

1 “(4) RELEVANT CONGRESSIONAL COMMIT-
2 TEES.—The term ‘relevant congressional commit-
3 tees’ means each of the following:

4 “(A) The Committee on Oversight and
5 Government Reform and the Committee on
6 Armed Services of the House of Representa-
7 tives.

8 “(B) The Committee on Homeland Secu-
9 rity and Governmental Affairs and the Com-
10 mittee on Armed Services of the Senate.

11 “(k) REVISION OF FAR.—The Federal Acquisition
12 Regulation shall be amended to implement this section.”.

13 (2) CLERICAL AMENDMENT.—The item relating
14 to chapter 115 in the table of chapters at the begin-
15 ning of subtitle III of title 40, United States Code,
16 is amended to read as follows:

**“115. Information Technology Acquisition Management
 Practices11501”.**

17 (b) DEADLINES.—

18 (1) Not later than 180 days after the date of
19 the enactment of this Act, the Director shall issue
20 guidance under section 11501(d) of title 40, United
21 States Code, as added by subsection (a).

22 (2) Not later than 1 year after the date of the
23 enactment of this Act, the Director shall establish
24 the Federal Infrastructure and Common Application

1 Collaboration Center, in accordance with section
2 11501(a) of such title, as so added.

3 (3) Not later than 2 years after the date of the
4 enactment of this Act, the Federal Infrastructure
5 and Common Application Collaboration Center
6 shall—

7 (A) identify and develop a strategic
8 sourcing initiative in accordance with section
9 11501(f) of such title, as so added; and

10 (B) establish guidelines in accordance with
11 section 11501(g) of such title, as so added.

12 (c) CONFORMING AMENDMENT.—Section 3602(c) of
13 title 44, United States Code, is amended—

14 (1) by striking “and” at the end of paragraph
15 (2);

16 (2) by redesignating paragraph (3) as para-
17 graph (4); and

18 (3) by inserting after paragraph (2) the fol-
19 lowing new paragraph (3):

20 “(3) all of the functions of the Federal Infra-
21 structure and Common Application Collaboration
22 Center, as required under section 11501 of title 40;
23 and”.

1 **SEC. 5402. DESIGNATION OF ASSISTED ACQUISITION CEN-**
2 **TERS OF EXCELLENCE.**

3 (a) DESIGNATION.—Chapter 115 of title 40, United
4 States Code, as amended by section 5401, is further
5 amended by adding at the end the following new section:

6 **“§ 11502. Assisted Acquisition Centers of Excellence**

7 “(a) PURPOSE.—The purpose of this section is to de-
8 velop specialized assisted acquisition centers of excellence
9 within the Federal Government to promote—

10 “(1) the effective use of best acquisition prac-
11 tices;

12 “(2) the development of specialized expertise in
13 the acquisition of information technology; and

14 “(3) Governmentwide sharing of acquisition ca-
15 pability to augment any shortage in the information
16 technology acquisition workforce.

17 “(b) DESIGNATION OF AACES.—Not later than 1
18 year after the date of the enactment of this section, and
19 every 3 years thereafter, the Director of the Office of Man-
20 agement and Budget, in consultation with the Chief Ac-
21 quisition Officers Council and the Chief Information Offi-
22 cers Council, shall designate, redesignate, or withdraw the
23 designation of acquisition centers of excellence within var-
24 ious executive agencies to carry out the functions set forth
25 in subsection (c) in an area of specialized acquisition ex-
26 pertise as determined by the Director. Each such center

1 of excellence shall be known as an ‘Assisted Acquisition
2 Center of Excellence’ or an ‘AACE’.

3 “(c) FUNCTIONS.—The functions of each AACE are
4 as follows:

5 “(1) BEST PRACTICES.—To promote, develop,
6 and implement the use of best acquisition practices
7 in the area of specialized acquisition expertise that
8 the AACE is designated to carry out by the Director
9 under subsection (b).

10 “(2) ASSISTED ACQUISITIONS.—To assist all
11 Government agencies in the expedient and low-cost
12 acquisition of the information technology goods or
13 services covered by such area of specialized acquisi-
14 tion expertise by engaging in repeated and frequent
15 acquisition of similar information technology require-
16 ments.

17 “(3) DEVELOPMENT AND TRAINING OF IT AC-
18 QUISSION WORKFORCE.—To assist in recruiting and
19 training IT acquisition cadres (referred to in section
20 1704(j) of title 41).

21 “(d) CRITERIA.—In designating, redesignating, or
22 withdrawing the designation of an AACE, the Director
23 shall consider, at a minimum, the following matters:

1 “(1) The subject matter expertise of the host
2 agency in a specific area of information technology
3 acquisition.

4 “(2) For acquisitions of IT infrastructure and
5 common applications covered by the Federal Infra-
6 structure and Common Application Collaboration
7 Center established under section 11501 of this title,
8 the ability and willingness to collaborate with the
9 Collaboration Center and adhere to the requirements
10 standards established by the Collaboration Center.

11 “(3) The ability of an AACE to develop cus-
12 tomized requirements documents that meet the
13 needs of executive agencies as well as the current in-
14 dustry standards and commercial best practices.

15 “(4) The ability of an AACE to consistently
16 award and manage various contracts, task or deliv-
17 ery orders, and other acquisition arrangements in a
18 timely, cost-effective, and compliant manner.

19 “(5) The ability of an AACE to aggregate de-
20 mands from multiple executive agencies for similar
21 information technology goods or services and fulfill
22 those demands in one acquisition.

23 “(6) The ability of an AACE to acquire innova-
24 tive or emerging commercial and noncommercial
25 technologies using various contracting methods, in-

1 including ways to lower the entry barriers for small
2 businesses with limited Government contracting ex-
3 periences.

4 “(7) The ability of an AACE to maximize com-
5 mercial item acquisition, effectively manage high-risk
6 contract types, increase competition, promote small
7 business participation, and maximize use of available
8 Governmentwide contract vehicles.

9 “(8) The existence of an in-house cost esti-
10 mating group with expertise to consistently develop
11 reliable cost estimates that are accurate, comprehen-
12 sive, well-documented, and credible.

13 “(9) The ability of an AACE to employ best
14 practices and educate requesting agencies, to the
15 maximum extent practicable, regarding critical fac-
16 tors underlying successful major IT acquisitions, in-
17 cluding the following factors:

18 “(A) Active engagement by program offi-
19 cials with stakeholders.

20 “(B) Possession by program staff of the
21 necessary knowledge and skills.

22 “(C) Support of the programs by senior
23 department and agency executives.

24 “(D) Involvement by end users and stake-
25 holders in the development of requirements.

1 “(E) Participation by end users in testing
2 of system functionality prior to formal end user
3 acceptance testing.

4 “(F) Stability and consistency of Govern-
5 ment and contractor staff.

6 “(G) Prioritization of requirements by pro-
7 gram staff.

8 “(H) Maintenance of regular communica-
9 tion with the prime contractor by program offi-
10 cials.

11 “(I) Receipt of sufficient funding by pro-
12 grams.

13 “(10) The ability of an AACE to run an effec-
14 tive acquisition intern program in collaboration with
15 the Federal Acquisition Institute or the Defense Ac-
16 quisition University.

17 “(11) The ability of an AACE to effectively and
18 properly manage fees received for assisted acquisi-
19 tions pursuant to this section.

20 “(e) FUNDS RECEIVED BY AACEs.—

21 “(1) AVAILABILITY.—Notwithstanding any
22 other provision of law or regulation, funds obligated
23 and transferred from an executive agency in a fiscal
24 year to an AACE for the acquisition of goods or
25 services covered by an area of specialized acquisition

1 expertise of an AACE, regardless of whether the re-
2 quirements are severable or non-severable, shall re-
3 main available for awards of contracts by the AACE
4 for the same general requirements for the next 5 fis-
5 cal years following the fiscal year in which the funds
6 were transferred.

7 “(2) TRANSITION TO NEW AACE.—If the AACE
8 to which the funds are provided under paragraph (1)
9 becomes unable to fulfill the requirements of the ex-
10 ecutive agency from which the funds were provided,
11 the funds may be provided to a different AACE to
12 fulfill such requirements. The funds so provided
13 shall be used for the same purpose and remain avail-
14 able for the same period of time as applied when
15 provided to the original AACE.

16 “(3) RELATIONSHIP TO EXISTING AUTHORI-
17 TIES.—This subsection does not limit any existing
18 authorities an AACE may have under its revolving
19 or working capital funds authorities.

20 “(f) GOVERNMENT ACCOUNTABILITY OFFICE RE-
21 VIEW OF AACE.—

22 “(1) REVIEW.—The Comptroller General of the
23 United States shall review and assess—

24 “(A) the use and management of fees re-
25 ceived by the AACEs pursuant to this section

1 to ensure that an appropriate fee structure is
2 established and enforced to cover activities ad-
3 dressed in this section and that no excess fees
4 are charged or retained; and

5 “(B) the effectiveness of the AACEs in
6 achieving the purpose described in subsection
7 (a), including review of contracts.

8 “(2) REPORTS.—Not later than 1 year after the
9 designation or redesignation of AACES under sub-
10 section (b), the Comptroller General shall submit to
11 the relevant congressional committees a report con-
12 taining the findings and assessment under para-
13 graph (1).

14 “(g) DEFINITIONS.—In this section:

15 “(1) ASSISTED ACQUISITION.—The term ‘as-
16 sisted acquisition’ means a type of interagency ac-
17 quisition in which the parties enter into an inter-
18 agency agreement pursuant to which—

19 “(A) the servicing agency performs acquisi-
20 tion activities on the requesting agency’s behalf,
21 such as awarding, administering, or closing out
22 a contract, task order, delivery order, or blanket
23 purchase agreement; and

24 “(B) funding is provided through a fran-
25 chise fund, the Acquisition Services Fund in

1 section 321 of this title, sections 1535 and
2 1536 of title 31, or other available methods.

3 “(2) EXECUTIVE AGENCY.—The term ‘executive
4 agency’ has the meaning provided that term by sec-
5 tion 133 of title 41.

6 “(3) RELEVANT CONGRESSIONAL COMMIT-
7 TEES.—The term ‘relevant congressional commit-
8 tees’ has the meaning provided that term by section
9 11501 of this title.

10 “(h) REVISION OF FAR.—The Federal Acquisition
11 Regulation shall be amended to implement this section.”.

12 (b) CLERICAL AMENDMENT.—The table of sections
13 at the beginning of chapter 115 of title 40, United States
14 Code, as amended by section 5401, is further amended
15 by adding at the end the following new item:

“11502. Assisted Acquisition Centers of Excellence.”.

16 **Subtitle B—Strengthening IT**
17 **Acquisition Workforce**

18 **SEC. 5411. EXPANSION OF TRAINING AND USE OF INFORMA-**
19 **TION TECHNOLOGY ACQUISITION CADRES.**

20 (a) PURPOSE.—The purpose of this section is to en-
21 sure timely progress by Federal agencies toward devel-
22 oping, strengthening, and deploying personnel with highly
23 specialized skills in information technology acquisition, in-
24 cluding program and project managers, to be known as
25 information technology acquisition cadres.

1 (b) REPORT TO CONGRESS.—Section 1704 of title
2 41, United States Code, is amended by adding at the end
3 the following new subsection:

4 “(j) STRATEGIC PLAN ON INFORMATION TECH-
5 NOLOGY ACQUISITION CADRES.—

6 “(1) FIVE-YEAR STRATEGIC PLAN TO CON-
7 GRESS.—Not later than June 1 following the date of
8 the enactment of this subsection, the Director shall
9 submit to the relevant congressional committees a 5-
10 year strategic plan (to be known as the ‘IT Acquisi-
11 tion Cadres Strategic Plan’) to develop, strengthen,
12 and solidify information technology acquisition cad-
13 res. The plan shall include a timeline for implemen-
14 tation of the plan and identification of individuals
15 responsible for specific elements of the plan during
16 the 5-year period covered by the plan.

17 “(2) MATTERS COVERED.—The plan shall ad-
18 dress, at a minimum, the following matters:

19 “(A) Current information technology ac-
20 quisition staffing challenges in Federal agen-
21 cies, by previous year’s information technology
22 acquisition value, and by the Federal Govern-
23 ment as a whole.

24 “(B) The variety and complexity of infor-
25 mation technology acquisitions conducted by

1 each Federal agency covered by the plan, and
2 the specialized information technology acquisi-
3 tion workforce needed to effectively carry out
4 such acquisitions.

5 “(C) The development of a sustainable
6 funding model to support efforts to hire, retain,
7 and train an information technology acquisition
8 cadre of appropriate size and skill to effectively
9 carry out the acquisition programs of the Fed-
10 eral agencies covered by the plan, including an
11 examination of interagency funding methods
12 and a discussion of how the model of the De-
13 fense Acquisition Workforce Development Fund
14 could be applied to civilian agencies.

15 “(D) Any strategic human capital planning
16 necessary to hire, retain, and train an informa-
17 tion acquisition cadre of appropriate size and
18 skill at each Federal agency covered by the
19 plan.

20 “(E) Governmentwide training standards
21 and certification requirements necessary to en-
22 hance the mobility and career opportunities of
23 the Federal information technology acquisition
24 cadre within the Federal agencies covered by
25 the plan.

1 “(F) New and innovative approaches to
2 workforce development and training, including
3 cross-functional training, rotational develop-
4 ment, and assignments both within and outside
5 the Government.

6 “(G) Appropriate consideration and align-
7 ment with the needs and priorities of the Infra-
8 structure and Common Application Collabora-
9 tion Center, Assisted Acquisition Centers of Ex-
10 cellence, and acquisition intern programs.

11 “(H) Assessment of the current workforce
12 competency and usage trends in evaluation
13 technique to obtain best value, including proper
14 handling of tradeoffs between price and
15 nonprice factors.

16 “(I) Assessment of the current workforce
17 competency in designing and aligning perform-
18 ance goals, life cycle costs, and contract incen-
19 tives.

20 “(J) Assessment of the current workforce
21 competency in avoiding brand-name preference
22 and using industry-neutral functional specifica-
23 tions to leverage open industry standards and
24 competition.

1 “(K) Use of integrated program teams, in-
2 cluding fully dedicated program managers, for
3 each complex information technology invest-
4 ment.

5 “(L) Proper assignment of recognition or
6 accountability to the members of an integrated
7 program team for both individual functional
8 goals and overall program success or failure.

9 “(M) The development of a technology fel-
10 lows program that includes provisions for re-
11 cruiting, for rotation of assignments, and for
12 partnering directly with universities with well-
13 recognized information technology programs.

14 “(N) The capability to properly manage
15 other transaction authority (where such author-
16 ity is granted), including ensuring that the use
17 of the authority is warranted due to unique
18 technical challenges, rapid adoption of innova-
19 tive or emerging commercial or noncommercial
20 technologies, or other circumstances that can-
21 not readily be satisfied using a contract, grant,
22 or cooperative agreement in accordance with ap-
23 plicable law and the Federal Acquisition Regu-
24 lation.

1 “(O) The use of student internship and
2 scholarship programs as a talent pool for per-
3 manent hires and the use and impact of special
4 hiring authorities and flexibilities to recruit di-
5 verse candidates.

6 “(P) The assessment of hiring manager
7 satisfaction with the hiring process and hiring
8 outcomes, including satisfaction with the quality
9 of applicants interviewed and hires made.

10 “(Q) The assessment of applicant satisfac-
11 tion with the hiring process, including the clar-
12 ity of the hiring announcement, the user-friend-
13 liness of the application process, communication
14 from the hiring manager or agency regarding
15 application status, and timeliness of the hiring
16 decision.

17 “(R) The assessment of new hire satisfac-
18 tion with the onboarding process, including the
19 orientation process, and investment in training
20 and development for employees during their
21 first year of employment.

22 “(S) Any other matters the Director con-
23 siders appropriate.

24 “(3) ANNUAL REPORT.—Not later than June 1
25 in each of the 5 years following the year of submis-

1 sion of the plan required by paragraph (1), the Di-
2 rector shall submit to the relevant congressional
3 committees an annual report outlining the progress
4 made pursuant to the plan.

5 “(4) GOVERNMENT ACCOUNTABILITY OFFICE
6 REVIEW OF THE PLAN AND ANNUAL REPORT.—

7 “(A) Not later than 1 year after the sub-
8 mission of the plan required by paragraph (1),
9 the Comptroller General of the United States
10 shall review the plan and submit to the relevant
11 congressional committees a report on the re-
12 view.

13 “(B) Not later than 6 months after the
14 submission of the first, third, and fifth annual
15 report required under paragraph (3), the Comp-
16 troller General shall independently assess the
17 findings of the annual report and brief the rel-
18 evant congressional committees on the Comp-
19 troller General’s findings and recommendations
20 to ensure the objectives of the plan are accom-
21 plished.

22 “(5) DEFINITIONS.—In this subsection:

23 “(A) The term ‘Federal agency’ means
24 each agency listed in section 901(b) of title 31.

1 “(B) The term ‘relevant congressional
2 committees’ means each of the following:

3 “(i) The Committee on Oversight and
4 Government Reform and the Committee on
5 Armed Services of the House of Represent-
6 atives.

7 “(ii) The Committee on Homeland Se-
8 curity and Governmental Affairs and the
9 Committee on Armed Services of the Sen-
10 ate.”.

11 **SEC. 5412. PLAN ON STRENGTHENING PROGRAM AND**
12 **PROJECT MANAGEMENT PERFORMANCE.**

13 (a) PLAN ON STRENGTHENING PROGRAM AND
14 PROJECT MANAGEMENT PERFORMANCE.—Not later than
15 June 1 following the date of the enactment of this Act,
16 the Director, in consultation with the Director of the Of-
17 fice of Personnel Management, shall submit to the relevant
18 congressional committees a plan for improving manage-
19 ment of IT programs and projects.

20 (b) MATTERS COVERED.—The plan required by sub-
21 section (a) shall include, at a minimum, the following:

22 (1) Creation of a specialized career path for
23 program management.

1 (2) The development of a competency model for
2 program management consistent with the IT project
3 manager model.

4 (3) A career advancement model that requires
5 appropriate expertise and experience for advance-
6 ment.

7 (4) A career advancement model that is more
8 competitive with the private sector and that recog-
9 nizes both Government and private sector experi-
10 ence.

11 (5) Appropriate consideration and alignment
12 with the needs and priorities of the Infrastructure
13 and Common Application Collaboration Center, the
14 Assisted Acquisition Centers of Excellence, and ac-
15 quisition intern programs.

16 (c) COMBINATION WITH OTHER CADRES PLAN.—
17 The Director may combine the plan required by subsection
18 (a) with the IT Acquisition Cadres Strategic Plan required
19 under section 1704(j) of title 41, United States Code, as
20 added by section 411.

21 **SEC. 5413. PERSONNEL AWARDS FOR EXCELLENCE IN THE**
22 **ACQUISITION OF INFORMATION SYSTEMS**
23 **AND INFORMATION TECHNOLOGY.**

24 (a) IN GENERAL.—Not later than 180 days after the
25 date of the enactment of this Act, the Director of the Of-

1 fice of Personnel Management shall develop policy and
2 guidance for agencies to develop a program to recognize
3 excellent performance by Federal Government employees
4 and teams of such employees in the acquisition of informa-
5 tion systems and information technology for the agency.

6 (b) ELEMENTS.—The program referred to in sub-
7 section (a) shall, to the extent practicable—

8 (1) obtain objective outcome measures; and

9 (2) include procedures for—

10 (A) the nomination of Federal Government
11 employees and teams of such employees for eli-
12 gibility for recognition under the program; and

13 (B) the evaluation of nominations for rec-
14 ognition under the program by 1 or more agen-
15 cy panels of individuals from Government, aca-
16 demia, and the private sector who have such ex-
17 pertise, and are appointed in such a manner, as
18 the Director of the Office of Personal Manage-
19 ment shall establish for purposes of the pro-
20 gram.

21 (c) AWARD OF CASH BONUSES AND OTHER INCEN-
22 TIVES.—In carrying out the program referred to in sub-
23 section (a), the Director of the Office of Personnel Man-
24 agement, in consultation with the Director of the Office
25 of Management and Budget, shall establish policies and

1 guidance for agencies to reward any Federal Government
2 employee or teams of such employees recognized pursuant
3 to the program—

4 (1) with a cash bonus, to the extent that the
5 performance of such individual or team warrants the
6 award of such bonus and is authorized by any provi-
7 sion of law;

8 (2) through promotions and other nonmonetary
9 awards;

10 (3) by publicizing—

11 (A) acquisition accomplishments by indi-
12 vidual employees; and

13 (B) the tangible end benefits that resulted
14 from such accomplishments, as appropriate;
15 and

16 (4) through other awards, incentives, or bo-
17 nuses that the head of the agency considers appro-
18 priate.

19 **TITLE LV—ADDITIONAL** 20 **REFORMS**

21 **SEC. 5501. MAXIMIZING THE BENEFIT OF THE FEDERAL**
22 **STRATEGIC SOURCING INITIATIVE.**

23 Not later than 180 days after the date of the enact-
24 ment of this Act, the Administrator for Federal Procure-
25 ment Policy shall prescribe regulations providing that

1 when the Federal Government makes a purchase of serv-
2 ices and supplies offered under the Federal Strategic
3 Sourcing Initiative (managed by the Office of Federal Pro-
4 curement Policy) but such Initiative is not used, the con-
5 tract file for the purchase shall include a brief analysis
6 of the comparative value, including price and nonprice fac-
7 tors, between the services and supplies offered under such
8 Initiative and services and supplies offered under the
9 source or sources used for the purchase.

10 **SEC. 5502. PROMOTING TRANSPARENCY OF BLANKET PUR-**
11 **CHASE AGREEMENTS.**

12 (a) **PRICE INFORMATION TO BE TREATED AS PUBLIC**
13 **INFORMATION.**—The final negotiated price offered by an
14 awardee of a blanket purchase agreement shall be treated
15 as public information.

16 (b) **PUBLICATION OF BLANKET PURCHASE AGREE-**
17 **MENT INFORMATION.**—Not later than 180 days after the
18 date of the enactment of this Act, the Administrator of
19 General Services shall make available to the public a list
20 of all blanket purchase agreements entered into by Federal
21 agencies under its Federal Supply Schedules contracts and
22 the prices associated with those blanket purchase agree-
23 ments. The list and price information shall be updated at
24 least once every 6 months.

1 **SEC. 5503. ADDITIONAL SOURCE SELECTION TECHNIQUE IN**
2 **SOLICITATIONS.**

3 Section 3306(d) of title 41, United States Code, is
4 amended—

5 (1) by striking “or” at the end of paragraph
6 (1);

7 (2) by striking the period and inserting “; or”
8 at the end of paragraph (2); and

9 (3) by adding at the end the following new
10 paragraph:

11 “(3) stating in the solicitation that the award
12 will be made using a fixed price technical competi-
13 tion, under which all offerors compete solely on
14 nonprice factors and the fixed award price is pre-an-
15 nounced in the solicitation.”.

16 **SEC. 5504. ENHANCED TRANSPARENCY IN INFORMATION**
17 **TECHNOLOGY INVESTMENTS.**

18 (a) PUBLIC AVAILABILITY OF INFORMATION ABOUT
19 IT INVESTMENTS.—Section 11302(c) of title 40, United
20 States Code, is amended—

21 (1) by redesignating paragraph (2) as para-
22 graph (3); and

23 (2) by inserting after paragraph (1) the fol-
24 lowing new paragraph:

25 “(2) PUBLIC AVAILABILITY.—

1 “(A) IN GENERAL.—The Director shall
2 make available to the public the cost, schedule,
3 and performance data for at least 80 percent
4 (by dollar value) of all information technology
5 investments Governmentwide, and 60 percent
6 (by dollar value) of all information technology
7 investments in each Federal agency listed in
8 section 901(b) of title 31, notwithstanding
9 whether the investments are for new IT acquisi-
10 tions or for operations and maintenance of ex-
11 isting IT. The Director shall ensure that the in-
12 formation is current, accurate, and reflects the
13 risks associated with each covered information
14 technology investment.

15 “(B) WAIVER OR LIMITATION AUTHOR-
16 ITY.—The applicability of subparagraph (A)
17 may be waived or the extent of the information
18 may be limited—

19 “(i) by the Director, with respect to
20 IT investments Governmentwide; and

21 “(ii) by the Chief Information Officer
22 of a Federal agency, with respect to IT in-
23 vestments in that agency;

24 if the Director or the Chief Information Officer,
25 as the case may be, determines that such a

1 waiver or limitation is in the national security
2 interests of the United States.”.

3 (b) **ADDITIONAL REPORT REQUIREMENTS.**—Para-
4 graph (3) of section 11302(e) of such title, as redesignated
5 by subsection (a), is amended by adding at the end the
6 following: “The report shall include an analysis of agency
7 trends reflected in the performance risk information re-
8 quired in paragraph (2).”.

9 **SEC. 5505. ENHANCED COMMUNICATION BETWEEN GOV-**
10 **ERNMENT AND INDUSTRY.**

11 Not later than 180 days after the date of the enact-
12 ment of this Act, the Federal Acquisition Regulatory
13 Council shall prescribe a regulation making clear that
14 agency acquisition personnel are permitted and encour-
15 aged to engage in responsible and constructive exchanges
16 with industry, so long as those exchanges are consistent
17 with existing law and regulation and do not promote an
18 unfair competitive advantage to particular firms.

19 **SEC. 5506. CLARIFICATION OF CURRENT LAW WITH RE-**
20 **SPECT TO TECHNOLOGY NEUTRALITY IN AC-**
21 **QUISITION OF SOFTWARE.**

22 (a) **PURPOSE.**—The purpose of this section is to es-
23 tablish guidance and processes to clarify that software ac-
24 quisitions by the Federal Government are to be made

1 using merit-based requirements development and evalua-
2 tion processes that promote procurement choices—

3 (1) based on performance and value, including
4 the long-term value proposition to the Federal Gov-
5 ernment;

6 (2) free of preconceived preferences based on
7 how technology is developed, licensed, or distributed;
8 and

9 (3) generally including the consideration of pro-
10 prietary, open source, and mixed source software
11 technologies.

12 (b) TECHNOLOGY NEUTRALITY.—Nothing in this
13 section shall be construed to modify the Federal Govern-
14 ment’s long-standing policy of following technology-neu-
15 tral principles and practices when selecting and acquiring
16 information technology that best fits the needs of the Fed-
17 eral Government.

18 (c) GUIDANCE.—Not later than 180 days after the
19 date of the enactment of this Act, the Director, in con-
20 sultation with the Chief Information Officers Council,
21 shall issue guidance concerning the technology-neutral
22 procurement and use of software within the Federal Gov-
23 ernment.

1 (d) MATTERS COVERED.—In issuing guidance under
2 subsection (c), the Director shall include, at a minimum,
3 the following:

4 (1) Guidance to clarify that the preference for
5 commercial items in section 3307 of title 41, United
6 States Code, includes proprietary, open source, and
7 mixed source software that meets the definition of
8 the term “commercial item” in section 103 of title
9 41, United States Code, including all such software
10 that is used for non-Government purposes and is li-
11 censed to the public.

12 (2) Guidance regarding the conduct of market
13 research to ensure the inclusion of proprietary, open
14 source, and mixed source software options.

15 (3) Guidance to define Governmentwide stand-
16 ards for security, redistribution, indemnity, and
17 copyright in the acquisition, use, release, and col-
18 laborative development of proprietary, open source,
19 and mixed source software.

20 (4) Guidance for the adoption of available com-
21 mercial practices to acquire proprietary, open source,
22 and mixed source software for widespread Govern-
23 ment use, including issues such as security and re-
24 distribution rights.

1 (5) Guidance to establish standard service level
2 agreements for maintenance and support for propri-
3 etary, open source, and mixed source software prod-
4 ucts widely adopted by the Government, as well as
5 the development of Governmentwide agreements that
6 contain standard and widely applicable contract pro-
7 visions for ongoing maintenance and development of
8 software.

9 (6) Guidance on the role and use of the Federal
10 Infrastructure and Common Application Collabora-
11 tion Center, established pursuant to section 11501
12 of title 40, United States Code (as added by section
13 5401), for acquisition of proprietary, open source,
14 and mixed source software.

15 (e) REPORT TO CONGRESS.—Not later than 2 years
16 after the issuance of the guidance required by subsection
17 (b), the Comptroller General of the United States shall
18 submit to the relevant congressional committees a report
19 containing—

20 (1) an assessment of the effectiveness of the
21 guidance;

22 (2) an identification of barriers to widespread
23 use by the Federal Government of specific software
24 technologies; and

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AN ACT

To authorize appropriations for fiscal year 2014 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes.

JULY 8, 2013

Read twice and placed on the calendar